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ARTES SCIENTIA VERITAS

IN ASSEMBLY.

JOURNAL OF PROCEEDINGS

OF THE

FORTY-SIXTH SESSION

OF THE

Wisconsin Legislature.

1903.



MADISON, WIS.
DEMOCRAT PRINTING CO., STATE PRINTER.
1903.

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STATE OF WISCONSIN.

ASSEMBLY JOURNAL.

Forty-Sixth Regular Session—Tenth
Biennial Session.

WEDNESDAY, JANUARY 14, 1903.

12 O'CLOCK M.

The forty-sixth regular session of the legislature of the state of Wisconsin, being the tenth biennial session thereof, convened at the capitol at the city of Madison pursuant to the provisions of the constitution of the state.

Prayer was offered by Rev. E. Schuette, D. D.

W. A. Nowell, chief clerk of the last assembly, called the assembly to order, and a list of the members-elect as certified by the secretary of state was read, as follows:

COMMUNICATION FROM THE SECRETARY OF STATE.

Department of State,
MADISON, Wisconsin, January 14th, 1903.

W. A. NOWELL,

Chief Clerk of the Assembly.

Sir: I have the honor to transmit herewith a list of the members of the assembly of the state of Wisconsin, as appears from the certificates of the county clerks of the several counties comprising the assembly districts named in said list.

W. L. HOUSER,
Secretary of State.

LIST OF MEMBERS OF THE ASSEMBLY ELECTED IN
THE STATE OF WISCONSIN AT THE GENERAL
ELECTION HELD THEREIN ON THE FOURTH DAY
OF NOVEMBER, A. D. 1902.

Adams and Marquette—F. J. Kimball.

Ashland—E. A. Strong.

Bayfield, Sawyer and Washburn—C. F. Morris.

Brown—

1st district—William Finnegan.

2d district—Joseph F. Martin.

Barron—H. C. Doolittle.

Buffalo and Pepin—C. W. Gilman.

Burnett and Polk—Simon Thoreson.

Calumet—Lewis Rupp.

Chippewa—

1st district—P. J. Cosgrove.

2d district—W. B. Bartlett.

Clark—W. S. Irvine.

Columbia—

1st district—S. F. Verbeck.

2d district—D. G. Williams.

Crawford—James Dinsdale.

Dane—

1st district—Matthew S. Dudgeon.

2d district—Torger G. Thompson.

3d district—John S. Donald.

Dodge—

1st district—Henry R. Moldenhauer.

2d district—Daniel L. Hannifin.

Door—Charles Reynolds.

Douglas—

1st district—Wallace W. Andrew.

2d district—Irvine L. Lenroot.

Dunn—Ole G. Kinney.

Eau Claire—

1st district—Robert A. Lang.

2d district—Ira B. Bradford.

Florence, Forest and Langlade—Roswell J. Morgan.

Fond du Lac—

1st district—Joseph Carberry.

2d district—John Loeb.

Grant—

1st district—Sherman E. Smalley.

2d district—Joseph P. Chandler.

Green—Andrew S. Douglas.

Green Lake—Charles H. Smith.

Iowa—Roy C. Smelker.

Jackson—W. S. Braddock.

Jefferson—

1st district—George J. Kern.

2d district—Lewis Benson.

Juneau—Frank M. Reed.**Kenosha—S. Dwight Slade.****Kewaunee—L. Albert Karel.****La Crosse—**

1st district—George H. Ray.

2d district—Thomas Johnson.

La Fayette—Richard E. Tarrell.**Lincoln—Edward W. Whitson.****Manitowoc—**

1st district—Joseph Willott, Jr.

2d district—N. J. Tereus.

Marathon—

1st district—Willis F. La Du.

2d district—Herman Miller.

Marinette—

1st district—Fredrick M. Price.

2d district—Edward Le Roy.

Monroe—Geo. P. Stevens.**Milwaukee—**

1st district—Joseph M. Crowley.

2d district—C. A. Sidler.

3d district—H. W. Waterman.

4th district—Fred C. Westfahl, Jr.

5th district—Frank Hassa.

6th district—Thomas F. Timlin.

7th district—Fredrick Hartung.

8th district—R. F. Thiessenhusen

9th district—Jacob Kehrein.

10th district—George Rankl.

11th district—Frank Haderer.

12th district—Charles Barker.

13th district—Rudolph W. E. Fritzke.

14th district—John H. Szymarek.

15th district—Phillip H. Hamm.

16th district—Fred Breitwisch.

Oconto—Henry Johnson.**Oneida, Iron and Vilas—A. L. Osborn****Outagamie—**

1st district—Warren L. Root.

2d district—David Hodgins.

Ozaukee—Nicholas E. Becker.**Pierce—Freeman H. Lord.****Portage—Fred J. Carpanter.****Price and Taylor—Nathen E. Jare**

Racine—

1st district—John Dixon.

2d district—John H. Kamper 1,682 votes.

Edward F. Rakow 1,682 votes.

Tie vote; no election. Notice of contest filed.

Richland—James Edward Coffland.**Rock—**

1st district—Alexander White.

2d district—Charles L. Valentine.

3d district—James A. Brittan.

St. Croix—James A. Frear.**Sauk—**

1st district—Franklin Johnson.

2d district—Evan W. Evans.

Shawano—Michael J. Wallrich.**Sheboygan—**

1st district—Peter Partzen.

2d district—George W. Koch.

Price and Taylor—Nathan E. Lane.**Trempealeau—Herman L. Ekern.****Vernon—Andrew H. Dahl.****Walworth—Albert E. Smith.****Washington—Barnabas S. Potter.****Waukesha—**

1st district—James Johnston.

2d district—Roderick Ainsworth.

Waupaca—

1st district—Barney S. Peterson.

2d district—Geo. E. Beedle.

Waushara—David Evans, Jr.**Winnebago—**

1st district—William C. Cowling.

2d district—William Arneman.

3d district—John A. Fridd.

Wood—Frank A. Cady.**DEPARTMENT OF STATE—SS.**

I, W. L. Houser, secretary of state of the state of Wisconsin, do hereby certify that the foregoing is a true and correct list of the members of the assembly of the state of Wisconsin, elected at the general election held on the fourth day of November, A. D. 1902, as appears from the certificates of the county clerks of the several counties comprising the assembly districts in the foregoing list, which certificates are now on file in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the capitol, in the city of Madison, this fourteenth day of January, A. D. 1903.

W. L. HOUSER,
Secretary of State.

The accompanying papers were transmitted by the secretary of state:

NOTICE OF CONTEST.

STATE OF WISCONSIN, } ss.
County of Racine. }

George W. Waller, being first duly sworn, on oath says that he is an attorney at law residing at the city of Burlington, in said county; that on the 9th day of December, A. D. 1902, at the city of Burlington, in Racine county, and state of Wisconsin, he personally served the annexed notice of contest of election of member of assembly, 2d assembly district, Racine county, upon Edward F. Rakow, Esq., by then and there delivering to him personally and leaving with him a true copy of said notice; and that he knew the person so served to be the identical Edward F. Rakow mentioned and described in said notice; and that at the time of said service he endorsed upon the copy of the notice so served and delivered, the said date upon which the same was served, and signed his name thereto.

GEORGE W. WALLER.

Subscribed and sworn to before me this
10th day of December, A. D. 1902.

[SEAL] LOUIS H. ROHE,
Notary Public, Wis.

STATE OF WISCONSIN, } ss.
County of Racine. }

Christian Berger, being first duly sworn on oath says that he is a justice of the peace residing at the town of Waterford, in said county; that on the 9th day of December, A. D. 1902, at the town of Waterford in Racine county and state of Wisconsin, he personally served the annexed notice of contest of election of member of assembly, 2nd assembly district, Racine county, upon George H. Foxwell, Esq., by then and there delivering to him personally and leaving with him a true copy of said notice; and that he knew the person so served to be the identical George H. Foxwell mentioned and described in said notice; and that at the time of said service he endorsed upon the copy of the notice so served and delivered, the said date upon which the same was served, and signed his name thereto.

CHRISTIAN BERGER.

Subscribed and sworn to before me this
9th day of December, A. D. 1902.

[SEAL] WM. SANDERS,
Notary Public.

My commission expires November 20th, 1904.

STATE OF WISCONSIN, } ss.
County of Racine. }

To Edward F. Rakow, Esq., of Burlington, Wis., and George H. Foxwell, Esq., of Waterford, Wis.

Sirs: You and each of you are hereby notified that at a general election held in the state of Wisconsin on the 5th day of November, 1902, at and within the county of Racine and within the second assembly district of said Racine county, at which said election you were a candidate for the office of member of assembly for the second assembly district of said Racine county, and that I was an elector and resident of said district and a candidate for the same office.

You, and each of you, are further notified that afterwards, and on the 11th day of November, A. D. 1902, the board of canvassers for said county of Racine proceeded, as required by law, to canvass the returns made to the county clerk of said county by the election officers from the several election districts in said second assembly district and made out a statement, written out at length, containing the whole number of votes given in said second assembly district for each of the several candidates for member of assembly, and for other officers voted for at said election, in manner and form as prescribed by the statutes of Wisconsin. That on the completion of said canvass said board of canvassers certified and found that you, the said Edward F. Rakow, received one thousand six hundred eighty-two (1,682) votes in said assembly district, cast for you, and that I received one thousand six hundred eighty-two (1,682) votes in said assembly district, cast for me, and that you, the said George H. Foxwell, received one hundred twelve (112) votes in said assembly district, cast for you, for said office of member of assembly from said district, as will appear from the records on file in the office of the county clerk of said county of Racine. That no one having received the greatest number of votes cast for said office of member of assembly from said district, as shown by said canvass and returns, said board of canvassers made no determination as to the person elected to said office, but certified the result of said election, as shown by said canvass, to the secretary of state, and no certificate of election has been issued by the county clerk of said county to either of said candidates for said office.

You, and each of you, are further notified that I intend to contest the said returns and certificate of the board of canvassers of said county of Racine, and the result of said election in said second assembly district of Racine county, as shown by said returns and certificate, in so far as the same relate to the canvass, return and certificate of the votes cast for the several candidates for member of assembly for said district, before the legislature of the state of Wisconsin, at its next session, to be begun and held at the capitol building in the state of Wisconsin.

sin, in the city of Madison, at twelve o'clock noon, on the second Wednesday of January, A. D., 1903, being the 14th day of said month. That the causes of the contest are briefly as follows:

1. The board of canvassers of said county of Racine, as aforesaid, failed and neglected to require the complete returns from the several election districts of said second assembly district, in this, to-wit, that the election officers of the several election districts of said second assembly district, each and all failed to make a statement in writing, certified to be correct, and signed by them, of the defective ballots, and the contents thereof, or of the ballots cast by those whose votes were challenged at said election, in the manner and form as required by section 80 of the Wisconsin Statutes of 1898.

2. That in the towns of Dover and Caledonia in said second assembly district, the inspectors of election failed and neglected to properly and legally canvass the votes cast in said election districts for candidates for member of assembly in this, to-wit: that at least two of the inspectors, one each of the two political parties which cast the largest vote in said districts or polling places, at the last preceding general election, did not at any time, in either of said districts, separately canvass said ballots as required by section 80 of the Wisconsin Statutes of 1898, and the ballots in both of said election districts were destroyed, without such separate canvass thereof having been first made.

3. That in each of said towns of Dover and Caledonia several ballots were counted for you, the said Edward F. Rakow, at said election that legally could not and should not been counted for any one for the said office of member of assembly.

4. That at least two persons not qualified to vote in said second assembly district voted for you, the said Edward F. Rakow, at said election, in the city of Burlington, in said county.

5. That the number of votes cast for you, the said Edward F. Rakow, at said election, for the said office of member of assembly was considerably less than one thousand six hundred eighty-two (1682), the number certified by the board of canvassers of said county was received by you, and that I received at said election the greatest number of votes received by any candidate for the office of member of assembly from said second assembly district of Racine county, and was therefore duly elected to said office.

In witness whereof, I have hereunto set my hand this 6th day of December, A. D., 1902.

JOHN KEMPERS,
By Palmer & Gittings,
His Attorneys,
Racine, Wis

All of the members certified by the secretary of state subscribed to the oath of office, which was then administered by the Honorable J. B. Cassoday, chief justice of the supreme court of the state of Wisconsin.

The roll was called and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandier, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Lenroot, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Willott—99.

On motion of Mr. Ray,

The assembly took a recess until 2:30 o'clock P. M.

2:30 O'CLOCK P. M.

The assembly proceeded to the

ELECTION OF A SPEAKER.

Mr. Ray presented the name of Hon. Irvin L. Lenroot.

Mr. Bradford seconded the nomination.

Mr. Crowley presented the name of Hon. E. W. Evans.

Mr. Kehrein seconded the nomination.

The roll was called and the following named members voted for Mr. I. L. Lenroot:

Messrs. Ainsworth, Andrew, Barker, Bartlett, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolit-

tle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Gilman, Hamm, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Kimball, Kinney, Koch, Lang, Lane, Le Roy, Loebs, Lord, Miller, Morgan, Morris, Osborn, Peterson, Price, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Willott—75.

The following voted for Mr. E. W. Evans:

Messrs. Arneman, Bartzen, Becker, Benson, Carberry, Coffland, Crowley, Fritzke, Haderer, Hannifin, Hassa, Karel, Kehrein, Kern, La Du, Lenroot, Martin, Moldenhauer, Potter, Rupp, Smith C. H., Szymarek, Terens and Timlin—24.

Mr. I. L. Lenroot having received a majority of the votes cast was declared elected speaker.

The clerk appointed Messrs. Ray, Bradford and E. W. Evans to escort the speaker to the chair.

The speaker addressed the assembly as follows:

Gentlemen of the Assembly: For this high honor which you have conferred upon me I sincerely thank you.

In the session before us there will be many questions demanding our most careful and earnest consideration. I trust that we may meet them all with the sole purpose of carrying out the will of the people whose servants we are.

In the discharge of my duties I shall need your cordial cooperation and assistance, and it will be my endeavor to discharge them in such a manner as to meet with the approval of the entire assembly.

The assembly proceeded to the

ELECTION OF CHIEF CLERK.

Mr. Wallrich presented the name of C. O. Marsh of Antigo.

Mr. Karel presented the name of Frank M. Harbach of Milwaukee.

The roll was called and the following named members voted for C. O. Marsh:

Messrs. Ainsworth, Andrew, Barker, Bartlett, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Gilman, Hamm, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Kimball, Kinney, Lane, Le Roy, Loebs, Lord, Miller, Morgan, Osborn, Peterson, Price, Rankl, Ray, Reed, Reyn-

olds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—75.

The following voted for Frank M. Harbach:

Messrs. Arneman, Bartzen, Becker, Benson, Carberry, Coffland, Crowley, Evans E. W., Fritzke, Haderer, Hannifin, Hassa, Karel, Kehrein, Kern, La Du, Martin, Moldenhauer, Potter, Rupp, Smith C. H., Szymarek, Terens and Timlin—24.

Mr. C. O. Marsh having received a majority of the votes was declared elected, and the oath of office was administered by the speaker.

The assembly proceeded to the

ELECTION OF A SERGEANT-AT-ARMS.

Mr. Cady presented the name of A. M. Anderson of Grantsburg.

Mr. Benson presented the name of W. F. Collins of Stevens Point.

The roll was called and the following named members voted for A. M. Anderson:

Messrs. Ainsworth, Andrew, Barker, Bartlett, Beedle, Brad-dock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D. Jr., Finnegan, Frear, Fridt, Gilman, Hamm, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Kimball, Kinney, Koch, Lang, Lane, Le Roy, Loebs, Lord, Miller, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—75.

The following voted for W. F. Collins:

Messrs. Arneman, Bartzen, Becker, Benson, Carberry, Coffland, Crowley, Evans E. W., Fritzke, Haderer, Hannifin, Hassa, Karel, Kehrein, Kern, La Du, Martin, Moldenhauer, Rupp, Smith C. H., Szymarek, Terens and Timlin—24.

A. M. Anderson having received a majority of the votes, was declared elected, and the oath of office was administered by the speaker.

DRAWING OF SEATS.

On motion of Mr. E. W. Evans,

The following members were given the privilege of prior selection of seats:

Messrs. Ray, Bradford, Hartung, Willott, Slade, Thiessenhusen, D. Evans, Jr., Johnston and Benson.

On motion of Mr. Ray,

Mr. Bartlett was given the same preference.

On motion of Mr. Valentine,

Seat No. 70 was assigned to Mr. Karel.

The drawing and selection of seats resulted as follows:

Ainsworth	37
Andrew	100
Arneman	67
Barker	13
Bartlett	96
Bartzen	4
Becker	60
Beedle	51
Benson	59
Braddock	98
Bradford	48
Breitwisch	55
Brittan	82
Cady	77
Carberry	2
Carpenter	18
Chandler	44
Coffland	63
Cosgrove	95
Cowling	75
Crowley	69
Dahl	47
Dinsdale	34
Dixon	83
Donald	21
Doolittle	89
Douglas	84
Dudgeon	49
Ekern	22
Evans, D., Jr.	78
Evans, E. W.	64
Finnegan	81
Frear	26
Fridd	56
Fritzke	68
Gilman	29
Haderer	58

Hamm	17
Hannifin	5
Hartung	14
Hassa	8
Hodgins	92
Irvine	86
Johnson, F.	27
Johnson, Henry	30
Johnson, Thos.	12
Johnston	74
K	70
K	66
K	7
Kilmer	32
Kilmer	25
Koch	36
La Du	65
Lang	45
Lane	23
Le Roy	80
Loebs	46
Lord	99
Martin	71
Miller	88
Moldenhauer	6
Morgan	72
Morris	19
Osborn	94
Peterson	50
Potter	11
Price	91
Rankl	54
Ray	43
Reed	97
Reynolds	93
Root	90
Rupp	10
Sidler	15
Slade	39
Smalley	28
Smelker	85
Smith, A. E.	38
Smith, C. H.	62
Stevens	33
Strong	20
Szymarek	57
Tarrell	35
Terens	3
Theissenhusen	53
Thoreson	24

Thompson	87
Timlin	61
Valentine	40
Verbeck	31
Wallich	76
Waterman	52
Westfahl	16
White	41
Whitson	42
Williams	79
Willott	73

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has organized by the election of James J. McGillivray as president pro tem., Theo. W. Goldin, chief clerk, and Sanfield Macdonald, seageant-at-arms, and is now ready to proceed with business.

Has adopted, and asks concurrence in,

Jt. Res. No. 1, S.,

Relating to the appointment of a committee from the senate and assembly to wait on the governor.

And appoints on the part of the senate, Senators Martin and Merton.

Jt. Res. No. 2, S.,

Relating to copies of statutes and other books for senators, members, committees and clerks.

Jt. Res. No. 3, S.,

Relating to a joint committee on Rules.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 1, S.,

For the appointment of a committee consisting of two senators and three members of the assembly to wait upon the governor and inform him that both houses were organized and ready to receive any communication he may be pleased to make.

Was concurred in.

The chair appointed as members on the part of the assembly of joint committee under Jt. Res. No. 1, Messrs. Ray, Bradford and Evans.

Jt. Res. No. 2, S.,

Resolved by the senate, the assembly concurring, That the superintendent of public property be and he is hereby directed to furnish each member of the legislature, each elective officer thereof, the journal clerks and book-keepers and to the lieutenant governor one copy each of the Statutes of Wisconsin, the

senate and assembly journals and the blue book of 1901, and one copy to each member of the Judiciary committee of each house, and one of each of the above for every other standing committee of the legislature.

That the state librarian be and hereby is directed to supply the Judiciary committee of each house with a set of the Wisconsin supreme court reports and digests thereof, to be returned to the proper custodian at the close of the session.

Was concurred in.

Jt. Res. No. 3, S.,

For the appointment of a joint special committee on Rules,

Was concurred in.

RESOLUTIONS INTRODUCED.

By Mr. Cady:

Res. No. 1, A.,

Resolved, That the chief clerk be and is hereby directed to notify the senate that the assembly is now organized by the election of I. L. Lenroot as speaker, C. O. Marsh as chief clerk and A. M. Anderson as sergeant-at-arms, and is ready to proceed to legislative business.

Was adopted.

By Mr. Dahl:

Res. No. 2, A.,

Resolved, That the use of the assembly chamber be granted for this evening for the purpose of the senatorial caucus.

Was adopted.

By Mr. Smalley:

Res. No. 3, A.,

Resolved, That the resident clergy are invited to open the daily sessions of the assembly with prayer.

Was adopted.

By Mr. Whitson:

Res. No. 4, A.,

Resolved, That the rules of the last session of the assembly be adopted as the rules of this assembly until otherwise ordered.

Was adopted.

On motion of Mr. Dahl,

The sergeant-at-arms was directed to ... assembly chamber with national colors for this evening.

On motion of Mr. Kehrein,
The assembly adjourned.

THURSDAY, JANUARY 15, 1903.

The assembly met.

The speaker in the chair.

The Rev. E. Schuette, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—97.

Absent with leave—Messrs. Ainsworth and Verbeck—2.

The journal of January 14 was approved.

The sudden demise of Mrs. Roderick Ainsworth was announced to the assembly.

2—A. J.

RESOLUTIONS INTRODUCED.

By Mr. Whitson:

Res. No. 5, A.,

Resolved, That the superintendent of public property be and is hereby instructed to purchase for the use of the assembly 160 improved Keystone binder files for the assembly journals, and 320 for the senate and assembly bills.

Was laid over.

By Mr. Cady.

Jt. Res. No. 1., A.,

Resolved by the assembly, the senate concurring, That a joint committee consisting of three members of the assembly and two members of the senate, be appointed by the presiding officers of the respective houses, to wait upon the governor and escort him to the assembly chamber at the proper time for the reading of his inaugural address to the legislature.

Was adopted.

The chair appointed as members of the committee under Jt. Res. No. 1, A., Messrs. D. Evans, Jr., Root and Martin.

By Mr. Frear:

Res. No. 6, A.,

Resolved, That the sympathy of his brother members of the assembly is hereby extended to the Hon. Roderick Ainsworth in his sudden bereavement just announced to this body.

Was adopted by a rising vote.

REPORTS OF COMMITTEES.

The joint special committee appointed under Jt. Res. No. 1, S., reported as follows:

The joint committee appointed to wait upon his excellency, the governor, to inform him that the legislature was organized and ready for business, beg leave to report that they have performed that duty, and were informed by his excellency that he would have the pleasure of communicating his biennial message

in person, to the joint session of the senate and assembly, at
2 o'clock p. m.

January 15, 1903.

H. C. MARTIN,
E. MERTON,

On part of Senate.

GEO. H. RAY,
IRA B. BRADFORD,
E. W. EVANS,

On part of Assembly.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in
Jt. Res. No. 1, A.,

For a committee to wait on the governor and escort him to
the assembly chamber.

And has appointed as such committee on part of the senate,
Senators Martin and Merton.

APPOINTMENT OF COMMITTEE.

The chair announced the appointment of members on the part
of the assembly of joint special committee for revision of the
rules under Joint Res. No. 3, S., Messrs. Cady, Smalley, Gilman,
Whitson and Benson.

On motion of Mr. Ray.

The assembly took a recess until 1.50 p. m.

1.50 O'CLOCK P. M.

The assembly was called to order by the speaker.

The sergeant-at-arms announced the lieutenant governor and the senate of the state of Wisconsin, and the two houses convened in joint session, Lieut. Gov. James O. Davidson presiding, to receive the biennial recommendations of the governor.

The sergeant-at-arms announced the chief justice and associate justices of the supreme court.

At 2 p. m. o'clock the sergeant-at-arms announced his excellency, Governor Robert M. La Follette, who read to the joint convention his biennial message to the legislature, as follows:

THE MESSAGE.

Gentlemen of the Senate and Assembly:

In conformity with the provisions of the Constitution, I submit to your honorable body information pertaining to the administration of the State Government, and such recommendations as seem to me of great importance to every interest and to all the people of this Commonwealth.

The reports of the several departments, bureaus, and State institutions, which will be laid before you in the usual course, will exhibit in detail full and accurate information respecting the public business.

CONDITION OF STATE FINANCES.

The balance in the General Fund of the State Treasury on January 1, 1903, was \$235,884.54, a sum sufficient to meet all current expenses, including those incident to the legislative session, until license fees and other considerable revenues of the State are again revived. During the last two years no transfer from the trust funds to the General Fund has been made for the purpose of meeting temporary deficits. The State Treasury has been able to keep the trust funds fully and profitably invested as the law contemplates should be done. In order to maintain this desirable condition, it was found necessary by the Executive to delay the expenditure of some extraordinary appropriations during the year of 1901, when legislative expenses were met, and until revenues were received for the year 1902.

The last preceding administration, for the sufficient reason that there were no funds available, left a legacy of appropriations for extraordinary purposes made by the Legislature of 1899 and aggregating \$330,840.84, apportioned as follows:

For State Reformatory at Green Bay..	\$125,482 16
State Home for Feeble-minded, Chippewa Falls	106,358 68
State University	79,000 00
State Normal Schools	20,000 00

In addition to these deferred appropriations, after making allowances for current expenses due and unpaid, and for railroad license fees paid in advance of the time legally required, the present administration started with a net balance of \$4,125.94.

The payment of the above-mentioned appropriations during the last two years offers explanation for an excess of expenditures during that period in comparison with previous biennial terms.

Under authority of an act by the last Legislature the fiscal year has been changed to end June 30th, instead of September 30th, and this fact should be borne in mind by those seeking to make comparisons or to reach conclusions from the official reports. I have caused to be prepared by the Commissioner of Statistics, and there will be printed as an appendix to this message, statements in detail showing the receipts and disbursements by the State in administrative, legislative, judicial, and educational departments, by years and for biennial terms, since 1897 and 1902, inclusive; also the funds and fund incomes, receipts and disbursements, in separate tables, by years, for the same period of time. These tables will enable any one interested to reach a clear and complete understanding of every source of revenue and of the character of all disbursements for each of the several branches of State government. I believe that this information will be especially valuable and helpful in determining the character and amount of appropriations properly to be made, as well as in the consideration of revenues necessarily to be raised.

Central System of State Bookkeeping and Accounting.

Under chapter 433 of the Laws of 1901, it is made the duty of the Executive to install a central system of accounting for all State offices and State institutions. Pursuant to chapter 133 of the Laws of 1899, the preceding administration had been authorized to establish such an accounting system for all State offices in the Capitol. Under that act experts were employed, an elaborate plan for the accounting system devised, and some steps taken toward its practical adoption. It was found impossible, however, to apply it because of the fact that certain State institutions were outside of the terms of the law of 1899.

The Legislature of 1901 provided that all State offices and State institutions should be brought within a central accounting system, and that so much of the work performed under the preceding administration as could be made available should be used.

Much complaint had been made in the departments and by those in authority in some of the State institutions that the scheme proposed by the experts employed under the law of 1899 was unnecessary, intricate, and complicated, and would entail a needless expense in carrying out its details; that the same good purpose could be attained with saving to the State by much more simple and less costly plans.

With a view of having not only an unprejudiced review of the system which had been proposed, but with the further purpose of getting an independent judgment upon the whole plan, it was deemed best to employ other expert knowledge and judgment in the work. It was also believed to be desirable to ascertain the methods of book-keeping and accounting in operation in some of the older States. To that end the systems in use in Massachusetts, New Jersey, and New York, were examined in connection with the report made and plan devised under the provisions of the act of 1899. This was followed by a thorough investigation of the system of book-keeping and accounting used in each of the departments of our State government and in each of the State institutions, including the University and Normal Schools.

The results of this investigation, conducted by an experienced and expert accountant, leave no room whatever to doubt that the book-keeping and accounting system which has been maintained in each of the departments of our State government and each of the State institutions is superior to that of Massachusetts, New York, and New Jersey; that it has been conducted with great care, minuteness, and detail; that it is faulty only in that expenditures and receipts of the State government, including the State institutions, have not been centralized. It was discovered that a system of centralization may be engrafted onto the existing systems without either incurring present expense or entailing the perpetual outlay necessarily to result from sweeping them all aside, and without rendering the whole system cumbersome and complicated with detail and circumlocution.

The present accounting system when thus centralized, I am assured will show the affairs of the State and of each of its departments and institutions at a glance, at any given time, together with the exact financial condition of each in relation to permanent funds and to annual appropriations.

In the application of this system care has been taken with respect to the University, the Normal Schools, and State institutions, not to interfere with systems already established and in every way commendable further than to centralize the general

accounting of the State. This will be done without imposing any hardship or requiring the employment of extra assistants after the system is once established.

The preparation of the necessary books, receipts, and vouchers for the change is nearly finished, and the system will be fully installed within a short time.

In conclusion upon this subject it is proper to add that a painstaking, expert examination of the accounts and accounting system of the State in each of its State offices, departments, and institutions, evidences great thoroughness, accuracy, and detail, and a jealous care for the interests of the State which makes it safe to say that every dollar of the public money has been accounted for.

Wisconsin Civil War Claim.

The agent appointed by the Governor under authority of law to adjust claims of the State against the United States, since securing the final settlement of claims growing out of the Spanish War, has devoted much time and labor to an examination, determination and presentment of the claims of the State for expenses incurred in the prosecution of the Civil War, and unsatisfied by action of the Federal government. These claims were first brought to public attention in Wisconsin in 1894 by Honorable J. L. O'Connor, then Attorney General, who began an action in the Court of Claims for a very large amount, intended to cover not only the interest paid by the State on bonds issued for war purposes, but the principal and interest on all expenditures for war purposes made by the State. It was ascertained that the statute of limitation very probably cut off all right of action on the part of the State for the last named expenditures. During Governor Scofield's first term some further investigation of the matter was made, but no definite results were reached and the suit was finally dismissed. In December, 1901, the attention of Henry S. Comstock, State agent at Washington appointed by the present Executive, was directed to the claim, and in January, 1902, after preparing a statement of account from the original records, a claim was filed with the Auditor of the Treasury for the War Department, and, following procedure, was referred to the Court of Claims to ascertain and report on the indebtedness of the United States to the State. While this claim was pending, the Comptroller of the Treasury determined a similar claim of another State upon new rules and principles of law more favorable to the State than those laid down by the Court of Claims. Steps were promptly taken by

State's agent to have the Wisconsin claim settled by the accounting officers of the Treasury on the basis adopted by the Comptroller. Much time and labor was required in searching old records and collecting the proof necessary to establish the State's claim. It is due to Mr. Comstock to make acknowledgment of the diligence and ability with which he has conducted the State's case. I am in receipt of his report in which he states that he confidently expects that settlement will be reached at a very early date and that the State will recover approximately half a million dollars in adjustment of this just claim, which, except as before stated, has been practically neglected for nearly a third of a century.

TAXATION.

The Legislature of 1901 came from the people commissioned to enact such legislation as would require each individual and every corporation transacting business within the State to pay a just and equal share of the taxes. To aid them in the discharge of this duty to their constituents, they had been provided with a Tax Commission composed of able gentlemen, skilled in the subject of taxation, who had given it much study, and who had been authorized to employ at public expense whatever assistance should be necessary in furtherance of the work.

This Commission placed in the hands of the members of the Legislature bills formulated for the better equalization of the burdens of taxation, and supported those bills with an exhaustive report fully setting forth the reasons why they should be enacted into law.

With a unanimity not usual in any legislative body, the bills designed to secure a uniform and more complete assessment of the property of individuals and private corporations were passed through both branches of the Legislature, although the bills designed to insure the payment of a more justly proportionate share of the taxes from railroad and other public-service corporations were defeated in the Assembly late in the session, and were never reported for action from the committee to which they were referred in the Senate.

The laws to secure a more uniform and complete assessment of the property of individuals and private corporations, and provide for a better administration of all the tax laws through the agency of the Tax Commission, were enacted as chapters 220, 330, 379 and 445 of the Laws of 1901. The last named law created the office of supervisor of assessment, to be filled by appointment through the county board, in each county in the

State. Under these excellent laws, which have been well administered, great progress has been made in securing uniformity of assessment of property at cash market value throughout the State, and much has been accomplished toward a more complete assessment of all taxable property.

Uniformity of valuation lies at the foundation of equal taxation as between individuals and localities, and a complete listing of all taxable property is not less essential.

To the well directed administration of the law creating the office of supervisor of assessment and the diligence of these county officials in the field, may be largely attributed the marked advance made, both in the uniformity and in the more complete assessment of the property of individuals and private corporations taxable under the law. Since the public interest was first aroused upon this subject, and through the effective direction of assessors by the Tax Commission and by supervisors of assessment, there has been added to the tax roll more than \$50,000,000 of intangible property in the form of notes, bonds, mortgages, and other credits. Whatever difference of opinion may prevail with respect to the possibility of placing all intangible property upon the assessment roll and of continuing it upon the roll to be taxed against the individual owner, it cannot be disputed that much at least has been accomplished for the time being.

With the rapid accumulation of wealth, the increase in the amount and value of intangible property but strengthens year by year the reason and justice of its taxation in some form. That vast accumulations of wealth may be invested in interest-bearing securities, insuring large incomes to the holders who throw their share of the expense of maintaining streets and schools and public institutions, and all the burdens of municipal and State government upon the owners of factories and shops and stores and farms and homes, violates every principle of equal rights and equal responsibilities guaranteed to each American citizen.

No student of the subject, however, is unmindful of the difficulties encountered in the administration of laws to secure the direct taxation of all intangible property. While the subject is not a new one, thorough-going, scientific investigation of it conjoined with practical test has still a wide field to explore.

With respect to mortgage taxation, which it is to be remembered represents only a part of the vast amount of intangible property subject to taxation, it is not so difficult to discover and secure the assessment of the property interest represented by the mortgage. This may easily be done by assessing the mortgage as an interest in realty, and providing that if the tax

levied thereon be not paid by the owner of the mortgage interest, it may be paid by the owner of the mortgaged property and deducted from the amount of the mortgage debt. As no piece of taxable property should be taxed twice, wherever this plan is proposed it is agreed that the owner of the mortgaged real estate should have the valuation of the assessment upon his mortgaged premises reduced at the time of the assessment, by deducting from the value thereof the amount of the mortgage thereon.

This would seem to make certain the payment of the tax upon the money represented by the mortgage, as a part of the interest in the land, and to make equally certain of its payment by the owner and holder of the mortgage. Up to this point there appears to be no difficulty. But it is contended that by agreement or understanding between the maker of the mortgage and the holder, this plan of mortgage taxation is subject to evasion and nullification by the borrower agreeing to pay the tax assessed against the mortgage owner's interest in the same. Or if such agreement be not made, it is asserted that the interest rate is raised by an amount equal to, at least, enough to offset the taxes assessed against the mortgage owner, and that in the end the money lender escapes taxation upon his property and makes the borrower bear the whole burden.

The first objection is not tenable. It has been held by the Supreme Court of California that a constitutional provision of that State providing for a taxation of the mortgage to the mortgagee as an interest in realty, and prohibiting the making of a contract between the mortgagor and mortgagee as a part of the mortgage contract binding the mortgagor to pay the tax thereon, is controlling, and that any contract made in that State contrary to its provisions is void. In a later decision the same court held that under the same provision of the constitution such a contract might be made subsequent to the time of the execution of the mortgage and independent of it, because not prohibited by the words of the constitution. This later decision, it will be observed, turns upon the construction of the constitutional provision itself. If the power exists to prohibit the making of such a contract as a part of the mortgage contract, it certainly can forbid and make invalid such a contract made at any time under any circumstances. If the power exists to render invalid the making of a contract directly, the same power can be exercised to forbid its being indirectly made, or can prevent any subterfuge or evasion in reference to the subject acted upon. A provision of the constitution can be so framed as to prohibit the making of any such contract at any time, either directly

or indirectly. It would seem that the Legislature itself, in the absence of any constitutional provision to the contrary, could lawfully enact a statute so framed as to prohibit the making of a contract for the payment of a tax on a mortgage by the mortgagor, made at any time, and prohibit his making it indirectly, or in evasion of the law. I am not aware of any constitutional provision prohibiting the enactment of such a statute.

Concerning the second objection, if it be true that the interest rate is increased,—which is disputed,—it is a matter between the borrower and the lender. The amount of increase which can be exacted, if any, will be regulated by the law of supply and demand.

Money rates, like the rates upon any other commodity, are controlled by the market price. The lender's ability to name the interest rate is not absolute. It will depend wholly upon the supply of money seeking investment. Money loaning is becoming more and more subject to the principles which govern in all business transactions, and the lender is quite as anxious to make his loan as the borrower is to secure it. In making agreements as to interest the two are more nearly on terms of equality in this country than ever before.

If it be true that taxing mortgages as an interest in the mortgaged premises under such a statute would, in some measure, increase the interest rate, nevertheless such law rests upon sound principles and correct morals. It is unjust to the great body of taxpayers, who are neither lenders nor borrowers, that the hundreds of millions invested in interest-bearing securities should be exempted from taxation in order to establish the lowest possible interest rate. If that is desirable above all things in legislation, it can be attained directly by a law prohibiting the making of a contract for the payment of interest above the desired rate point.

One thing is beyond dispute. The business of loaning money is not entitled to be made more profitable by imposing an added tax burden upon other classes of property and other kinds of business. To deal fairly between all classes is a question of morals in legislation. The principles of justice should not be abandoned to consider questions of expediency. That there are difficulties and obstacles in the way of right-doing offers poor argument in advocacy of wrong-doing.

I commend to your consideration the plain precepts laid down by the late President Harrison on this important subject.

"The practical question, the one our people must solve and solve speedily, is the enforcement of the personal property tax, and the equalization of real estate assessments.

"I want to emphasize if I can the thought that the preservation of this principle of a proportionate contribution, according to the true value of what each man has, to the public expenditures is essential to the maintenance of our free institutions, of peace and good order in our communities."

"Mr. Lincoln's startling declaration that this country could not continue to exist, half slave and half free, may be paraphrased today by saying, that this country cannot exist half taxed and half free."

The Mill Tax Law.

In 1885, the law which now stands as section 1072a, Statutes of 1898, was enacted. By the terms of this statute a state tax of one mill for each dollar of the assessed valuation of the taxable property in the State, as determined by the board of assessment, constitutes, when so levied and collected, a fund for the benefit of the common schools.

This fund in the month of December in each year is apportioned by the State Superintendent among the several counties of the State, and by the county boards among the towns, villages and cities of each county according to the number of children of school age; provided, that no town, village, or city shall receive such fund excepting it shall have raised during the year, by tax for the support of the common schools, a sum equal to the amount so apportioned, and shall have maintained a common school for at least seven months during the year.

This law, which has been in force for nearly twenty years, has annually produced for the benefit of the common schools a State tax of about \$600,000. The State Board of Assessment, following the commands of the statute, fixed the value of the taxable property of the State at its full value, increasing it from \$630,000,000 in 1900 to \$1,436,284,000 in 1901, and to \$1,504,346,000 in 1902, increasing the State mill tax from \$630,000 in 1900 to \$1,436,284 in 1901, and to \$1,504,346 in 1902.

This is an average increase for the last two years amounting to \$840,315. Under this law the older and richer counties of the State contributed to those counties with a relatively larger number of children of school age and taxable property of less value. This is in a measure justified because of the general interest which all citizens have in maintaining a well developed and well balanced school system throughout the State. I am advised, however, by the Tax Commission that the amount raised under the mill tax levy, together with the corresponding

tax levied by the county board upon the towns, produced such a sum of money in the aggregate when apportioned to the different school districts as to render it quite unnecessary to levy any school district tax in order to maintain the school. Indeed, in some instances, the district school was maintained without the levy of any local tax and a surplus left over in the district treasury.

It could never have been the purpose of the Legislature to raise so large an amount by such a tax and relieve the school district from any taxation. It is manifest that the continued operation of such a law would tend to diminish local interest in the common school, and be prejudicial rather than helpful. It violates the principle that the expenses of local government should be borne largely by local taxation as a necessary check upon reckless and extravagant expenditures.

I was convinced two years ago of the reasonable certainty of an excessive levy under the mill tax law, and it was after conference with the Tax Commissioner that Senate bill 220 was formulated and introduced, together with a statement by the Tax Commissioner setting forth the reasons why the bill should be passed. It was, however, defeated in the Senate late in the session.

I recommend that Senate bill 220, limiting the amount which can be collected under the mill tax law to \$650,000, be enacted into law, and I commend to your examination the strong presentation of this entire subject in the report of the Tax Commission, which doubtless will soon be placed before you.

The Inheritance Tax Law.

The inheritance tax law, enacted as chapter 355, Laws of 1899, was held in *Black vs. The State*, 113 Wis., 205, to be unconstitutional, upon the ground that certain of its provisions established unjust and unlawful discriminations between persons in the same class in violation of the rules of uniformity and equality. In its decision the court says:

"We have reached this conclusion reluctantly. We should far rather have sustained the law, but the conclusion has been forced upon us. We agree with the general principles which have been approved by the overwhelming weight of authority in the courts in this country in reference to inheritance and succession tax laws."

The tax inheritance bill to be prepared and submitted by the commission doubtless will meet every objection raised by the supreme court in *Black vs. The State*. The wisdom of this legislation is no longer open to question, and the bill will, I can-

not doubt, receive prompt and favorable consideration at your hands.

Prior to the time when the courts determined the inheritance tax law of this State to be unconstitutional, considerable sums had been paid by executors of estates in conformity with the provisions of that law. It seems proper that moneys so paid should be restored by the State to the rightful owners, and simple justice requires that this should be done without cost either in litigation or through collecting agencies. I recommend such action by your honorable body as will accomplish this result.

Taxation of the Property of Railway Corporations.

In the contest for equal and just taxation prior to 1899 it was well understood that the public-service corporations were bearing much less than a fair share of the tax burden. The Legislature of that year assembled under the strongest obligations to the people of this State to equalize taxation. A movement was made toward the discharge of that obligation by passing through the Assembly a bill increasing the license fee upon the gross earnings of the railroads from four to five per cent. While this would have fallen far short of the amount which should be borne by the railroad companies, it would have proven a very substantial increase. This bill was beaten in the Senate. It was at this period in the contest that the bill was brought forward creating the Tax Commission. The bill received the support of the opponents as well as advocates of more equal taxation, including lobby agents and railway company attorneys. To them it presented the relief of postponement.

The passage of the measure was urged as a great public necessity. It was maintained that the members of the Legislature could not give the subject of taxation the time and attention which its importance required; that it demanded men trained for the task, clothed with power and authority to prosecute the fullest investigation, enabling them to place before the Legislature the ripe work of their research for its guidance and direction.

While it was then well understood that the increase in railroad taxation sought to be enacted at that session was much less than the amount fairly due from the companies, nevertheless the creation of the commission was accepted in good faith upon the promise made by the representatives of the railroad companies that the results of the work of the commission would be accepted and acquiesced in. Able, conscientious, and con-

servative men were appointed upon the Tax Commission, and prosecuted their investigation for a period of nearly two years, making their first report to the Legislature which assembled January 9, 1901. That Legislature had been chosen by the people of Wisconsin with the plain understanding that they would receive the report of the Tax Commission and carry out its recommendations equalizing the burdens of taxation.

The report presented by that commission exhibited original, intelligent research, able reasoning and well-considered conclusions. It left nothing to doubt or conjecture, but plainly pointed the way for the Legislature. It made it clear that if the railroads were taxed at their actual value at the same rate as other taxable property of the State, they would pay a million dollars a year more than they were then paying.

The creation of the Tax Commission was a deliberate avowal on the part of the legislators of their inability to deal with the complex subject of taxation without assistance. There was well grounded reason for this. Putting aside all question of the intricate character of the subject, the brief period covering the legislative session, the confusion arising from the multiplicity of legislative duties, the many interruptions and distractions to which they are inevitably subjected, leaves little time for that research and deliberation essential to wise and sound legislative action, in an involved matter of such scope as taxation; hence it was the more remarkable that legislators, some of whom had not previously given the subject any study whatever, and nearly all of whom had examined it but superficially, should feel prepared to assume the responsibility of rejecting the conclusions of the Tax Commission, arrived at after long, patient, and arduous investigation.

Such was, however, the case. After weeks and months of delay, during which lobby agents and representatives of the railway companies were busy, the recommendations of the Tax Commission were rejected and the bills prepared by them and submitted to the Legislature, in accordance with law, were defeated in the Assembly, action upon the same having been delayed in the Senate until after the measures proposed by the Tax Commission had been beaten in the Assembly.

Again the question of equalizing the burdens of taxation has been submitted to the people of Wisconsin, and your honorable body assembles with obligations renewed for the third time, and with responsibilities increased, finally to accord justice to the taxpayers of this Commonwealth.

Upon the Executive, under the Constitution and laws, rests the responsibility of presenting to you such reasons as he may

offer why legislation should be enacted. This he may do from time to time during your deliberations. Further than this he is powerless, excepting the Legislature, acting upon those suggestions, or upon their own initiative, pass the measures and present them for his approval. After proposing or recommending the enactment of the measure to the Legislature, the responsibility of the Executive, as well as his authority, ceases. Unless action be taken by the Legislature, the measure fails.

You will soon be in possession of the report of the Tax Commission. It represents nearly four years of labor by the able members of that body without bias or prejudice, prompted solely by the desire conscientiously to discharge high official obligation. I am confident you will place that reliance upon the work of this commission that the public has already sealed with its approval. If the inauguration of the investigation of this subject by the commission was in good faith, then in good faith those for whose guidance its work was planned are bound to give heed to its findings and recommendations.

In determining that we should abandon the license fee system of railroad taxation in Wisconsin, the commission will simply reaffirm the declaration made two years ago that the license fee system would be "superseded by a more scientific method" of railway taxation.

Of the license fee system upon gross earnings a high authority says:

"The administration of such taxes is comparatively simple and certain, but they have no other justification. They are unequal and arbitrary, the rate imposed being necessarily fixed by guess work or intrigue. In the case of public-service corporations there are but two bases of taxation that can be plausibly defended—net income and actual value. When both these are abandoned, chaos results. These arbitrary taxes, though unequal as between corporations of the same class, have usually been favored by corporate interests because of their definiteness and because the amount paid is usually much below their proportionate share of the burden of government as measured by net income or the actual value of their property."

While the administration or collection of such taxes is comparatively simple and certain, it is not less certain that the State is entirely at the mercy of the corporation respecting the amount of gross earnings reported, upon which the license fee is computed, and it may be safely assumed that the corporation never wrongs itself in making such report.

The license fee system if fairly adjusted as between railroads and other taxable property of the State today upon an agreed

percentage would furnish no assurance of a fair division of tax burden a year hence. Conditions arise from time to time in the Commonwealth requiring an increase in the rate upon taxable property. At such times property taxed under the *ad valorem* system must bear all of the increased burden, while the percentage upon which the license fee is based remains the same. No valid reason can be assigned why railroad property, remunerative as it is, its value increasing with the development and growth of the State, should not bear its relative proportion of whatever befalls other property by reason of increases in taxation to meet emergencies and exigencies that come in the ordinary course of human events.

Legislative appropriations from year to year are increased as the expansion and development of the State create proper and unanswerable demands therefor. Public buildings for properly housing and caring for the State's dependent, its criminal classes, for its schools, and courts, and university, must be erected, renewed and enlarged repeatedly. It is but just that railroad property should bear its share of such appropriations.

The railroad companies under the license fee system have no interest and no concern respecting the money appropriated by the Legislature. It is a fact within the knowledge of every legislator of experience that the influence of the railroad lobby is often employed to pass legislation resulting in an increase of general taxes in exchange for the votes of those interested in such appropriations to defeat other legislation obnoxious to the railroads. Doubtless millions of dollars have been unnecessarily expended through such combinations. This could not have occurred if the railroads had been taxed under the *ad valorem* system and possessed the same general interest that other taxpayers have in keeping appropriations within reasonable limits.

But in addition to all of the other objections to the license fee system, when it is remembered that they are permitted in effect to fix the amount of the taxes which they will pay, without any practical check or supervision by the State, no excuse or justification can be given for continuing a plan of taxation so unjust to other taxpayers of the State. Investigations which have been conducted by the Inter-State Commerce Commission in the courts leave no room to doubt that millions of dollars are paid back to shippers in rebates under arrangements deemed advantageous, directly and indirectly, to both the railroads and the favored shippers. That these rebates in Wisconsin alone amount to vast sums of money annually is beyond dispute. Not one dollar of this sum rebated to shippers, and properly a part

of the gross earnings of railroad companies, is reported to the State. That a valid claim exists against the railroad companies for the amounts so withheld from their reported earnings, does not admit of question, whatever difficulties lie in the way of making proof of the same. I do not believe that you will fail to follow the recommendations of the Tax Commission and abandon a system of taxation so obnoxious to every principle of fairness to those who must maintain government.

The taxation of railroad property, as of all other property, upon its actual value, can work no injustice to any one. The effort, by those interested in preventing the adoption of the *ad valorem* system for railroads, to make it appear that the value of railroad property cannot be ascertained, is not entitled to serious consideration. That which has a sufficient physical existence to stand as security for the loan of vast sums of money; that which is represented in the markets of the world as among the most readily salable property; that which is productive in its earning capacity of an enormous annual income, has all of the essentials in certainty and definiteness that property requires for the purposes of taxation.

In ascertaining the value of railroad property the average value of their bonds and stocks in the market would be an element to be taken into consideration. If it were taken as the sole basis for valuation, the railroad companies ought not to be heard to complain of its unfairness to them because they levy such a tax upon the public in the form of transportation rates as will produce a certain income computed upon the market value of their stocks and bonds, in addition to exacting enough more to maintain the road-bed, rolling stock, depots, and grounds, in good condition, and provide an increasing surplus; but the average value of the bonds and stocks should not be taken as the sole method of ascertaining the value of railroad properties for taxation. The State Board of Assessment would appraise the actual value of the tangible physical property of railways. In addition to this the value of the franchise, into which there enter many elements embraced in the corporate power and privileges with which railroads are clothed, must be reckoned. Supplementing all these, the earning capacity of the property would constitute a most important factor.

As stated by the Supreme Court of the United States upon this subject: "Business men buy and pay for that which is of value in its power to produce income." The earning power of corporate property, determined under the rigid system of accounting which admits of no juggling of the figures in operating, equipment, construction, and like elements of the accounting sys-

tem, will equip a board to ascertain the net income which, capitalized at the average interest rate, would enable those charged with official responsibility to arrive at a just determination of the taxes which the railroads should pay.

Into the formation of the judgment of every assessor in fixing property values there enters many elements. The location, the quality, the appearance, the relation of the property to adjoining properties, the earning capacity, the expense of maintenance and operation, are some of the complex elements which enter into the formation of the assessor's judgment of the value of every piece of property assessed against individual taxpayers. So with the State Board of Assessment, respecting the property of railroads and other public-service corporations, there are many elements to be considered, all of which will be given due weight by the Board charged with the responsibility of doing justice between these corporations and individual taxpayers to the State.

Acting along these lines, after a protracted contest, the State of Michigan adopted the *ad valorem* system of taxing railroads and other public-service corporations, established a State Board of Assessment, ascertained the value of railroad property, applied to it the same rule of taxation which is applied to the property of individuals, resulting in an increase in the taxes on railroad property of that State of thirteen hundred and sixty-six thousand three hundred and twenty-four dollars and thirty-eight cents (\$1,366,324.38).

The taxpayers of this Commonwealth were very patient while investigation was being prosecuted. They have shown great forbearance with delays and postponements heretofore. They have sustained wrong and injury which can never be repaired. They have carried the burden of others in addition to their own, for which they will never be compensated. They have paid out of their savings the taxes of the public-service corporations for many years. It is their due, it is due to the State, that these wrongs should end here and now. The past cannot be recalled. The wrongs inflicted cannot be repaired, but there is lodged with this Legislature the full authority, and upon it rests the binding obligation to deal justly with these corporations and with the people. This duty is not one which may be shirked or evaded or postponed.

Efforts may be further continued to obstruct the course of justice. These failing, as a last resort efforts will be made to compromise. There has been given into our hands a trust to discharge. Difference of opinion may arise in the performance of public duty upon questions of policy. This is not a

question of policy. The railroad companies of this State owe the State more than a million dollars a year. For many years, because of the postponement or defeat of legislation requiring them to pay their proportionate share of the taxes, the other taxpayers of Wisconsin have paid for them a million dollars annually. The case has been tried, the hearing has been full. Judgment has been given again and again. Pledges have been made by political parties, and repeated by candidates for office, over and over again. The question is not an open one. There is no opportunity for misunderstanding. There is no room for speculation. The truth is ascertained. The truth is known. It is lodged in the public mind to stay. The people want a million dollars a year, because that is the sum owing. They are not to be wheedled by any soft phrases about "conservatism." There is nothing to compromise. Equal and just taxation is a fundamental principle of Republican government. The amount due as taxes from railroads and other public-service corporations should be paid, and paid in full, and I am confident the legislation to secure that payment will be promptly enacted.

I recommend that the bill formulated by the Tax Commission in accordance with their report, pursuant to the law creating that body, and presented by them to the Legislature, be passed promptly, and that there may be no uncertainty I now say that a measure creating a State Board of Assessment to determine the value of railroad property, and applying to railroad companies and other public-service corporations the same rate of taxation which other taxable property pays in this state, will be promptly approved by the Executive, if given the opportunity.

That the Tax Commission should constitute a Board of Assessment, in whole or in part, I have no hesitation in recommending. The terms of the members of the Board should, however, be so changed as to expire at intervals of two or more years, to the end that there should be at all times men upon the Board trained in its work. The term of service should be from six to nine years, which will enable the Commission to acquire such experience as to become more and more proficient in their duties of valuing corporate property and mastering all the complications of corporate accounting. But in determining the value of railroad property and the property of other public-service corporations, it will be found necessary to place at the command of the Board the expert knowledge of a competent civil engineer and a competent accountant. Men skilled in these lines of work command good pay. The railroad companies employ the best

talent available in each of these departments. The State will be placed at a great disadvantage in assessing and collecting taxes from public-service corporations unless it so equips its Board of Assessment and Taxation as to meet these corporations on equal terms with equal talent.

There are two methods, either of which would equip the Board for this important work. They might be authorized to employ such experts in their discretion and pay them a reasonable salary. There would, however, always be the possibility of the Legislature failing to provide an appropriation sufficiently adequate to secure this assistance for the Board.

This important work might be crippled under the plea of economy which the corporations would adroitly urge through their many agencies. This danger could be obviated by increasing the membership of the commission or board of assessment, adding thereto a civil engineer and an expert accountant. In undertaking and carrying forward this important work, there would be found constant employment for such a commission. The increase in expense, arising from the enlargement of the Board by two additional members, would be trifling indeed compared with the increased revenues of the State, resulting from the proportionate taxation of the property of these great corporations at full value. The Board of State Tax Commissioners, acting as the State Board of Assessment for appraising and assessing the property of public-service corporations, is certain to become the most important body in our entire tax system. We are, therefore, bound to exercise the greatest care in establishing it upon a safe and permanent foundation. While in this, as in all things pertaining to the public service, extravagance in expenditure must not be permitted, yet there can be no more certain method of squandering the public money than in mistaking cheapness in the ability of public servants for economy in the public service.

In establishing a State Tax Commission charged with the responsibility of exacting from these corporations the immense sums of money which they have successfully and wrongfully withheld from the State, we are imposing upon them a task hedged about and complicated with difficulties of every conceivable kind and nature. Their course will be obstructed, their work will be subjected to the most searching analysis, it will be tested in courts, and the State will be shortsighted and wasteful of both time and money, if it fails to afford such commission the very best equipment possible for the great undertaking committed to it.

Wisconsin can profit by the experience of other States, some

of which assess the property of corporations through a commission or board composed of State officers. Such boards or commissions bring to their duties, as a rule, no special training or aptness for the work, and can give but a small portion of their time, since their regular duties as State officers must take precedence; consequently, they are but ill prepared to confront the able accountants and engineering experts employed by the corporations.

There is, however, one merit in the system of assessing corporate property through commissions of State boards composed of State officers, and that is they are directly responsible to the people and must with each recurring election defend their acts as commissioners before the voters.

In other States the boards are appointed directly by the Executive with the concurrence of the higher branch of the Legislature. Where the terms of service are long, the commissioners or members of the board of assessment become expert in their duties, even though they had little technical knowledge when appointed, and this method is preferable, but it is open to the objection that the corporations may exert an influence in the appointments and confirmation of them from time to time, and thus influence the appraisal of their own property.

It has been suggested by an eminent writer on this subject that:

"The safest plan for organizing a state commission is a combination of *ex officio* and appointive officers with equal voting powers. Three appointive members with terms of six or nine years, one of whom is appointed from two to three years, will have a sufficient term of office to become expert in these duties, and the appointments will be so spread out that the character of the entire board cannot be changed at a single election of Governor.

"Two *ex officio* members, the most important officials of the State, namely, the Governor and Auditor of State (or Attorney General) should be associated with these appointive members. These officers are responsible to the voters. The appointed members should give their entire time to the work of appraisal, but no assessment should be valid until passed upon by the entire board of five members.

"A board constituted in this way would combine the elements of expertness and public responsibility. The appointed members and the *ex officio* members would be a check upon each other. In the ups and downs of politics when popular interest lags or is occupied with other great questions, at which time the ever-watchful corporations may be expected to slip their

tools on to the board, the permanent and balanced character of the board would prevent them from getting control until such time as the attention of the people is again aroused. At the same time the board as thus constituted would deal fairly and honestly with all corporations, for their investors also are a part of the people, and they will be represented before the board by their tax experts."

While the establishment of a board of assessment for the purposes of assessing the property of public-service corporations upon the *ad valorem* basis will be resisted by the corporation, yet when adopted by the Legislature their power and influence will be exerted to secure from time to time the appointment of such men to the board as will be most favorable to their interests. This it is the part of wisdom for us to understand now, and provide against in so far as possible. Indeed, the representative of one of the leading public-service corporations went somewhat farther than this during the last legislative session when he declared that:

"The *ad valorem* system, is one which is more liable to be affected by the weakness and evil elements of human nature, and is, therefore, open to more criticism, and more justly, than the license fee system."

The question of railway taxation is a practical one and it is expected that as public officials we will deal with it in a practical way. As men of experience, some of you men experienced in legislation, you will understand, as the public likewise understands, the opposition which has been made by the railroad companies to any increase in their taxes. It is a matter of common knowledge among those who have encountered the railroad lobby that this opposition was so determined as to announce the declared purpose of the railway companies to increase their freight rates enough to offset any increase in taxation. The ease with which this menace might be enforced can very readily be seen. An increase in the fraction of a per cent. in freight rates, or a slight readjustment of the classifications, would enable railroads to collect from their patrons in Wisconsin more than enough to balance any increase in their taxes.

Indeed, since legislation has been pending in this State to require railroads to pay their proportionate share of taxation, freight rates for Wisconsin have been increased, indicating a forehanded determination to be prepared against legislation to equalize taxation.

It becomes apparent at once that legislation compelling the railroads, and other public-service corporations, to pay their proportionate share of the taxes will fail utterly in its object,

unless it be supplemented with legislation protecting the public against increased transportation charges.

THE CONTROL OF FREIGHT RATES IN WISCONSIN.

We come now to a question the consideration of which can be no longer postponed by the representatives of the people of the State. Since the railway companies threaten the use of their unlimited power in imposing rates to coerce the State into exempting their property from its share of taxation, they have, by this very act, aroused public concern with respect to the rates of transportation which Wisconsin shippers have been and are now paying.

The subject is not a new one in the Wisconsin Legislature, but the opposition of the corporations to paying their proportionate share of the taxes and the methods employed to delay and defeat legislation to equalize taxation session after session, has been a great source of education to the people of the State. It has enlightened them in many ways, and out of it has come the determination to know more respecting their government and its relation to public-service corporations. Among other things just at this time they are prompted to inquire, if the railway companies can so easily exact from their patrons through increased freight rates whatever they should in fairness pay as increased taxes, what has prevented them in the past, what hinders them to-day, from grossly overcharging the people of Wisconsin on transportation rates?

The questions presented are of the gravest importance to the public. Whenever and wherever persons engage in the business of public carrying the law says to them: "You must provide efficient service, you must be fair and impartial, your charges must be just and reasonable. Your legitimate function is transportation. In your capacity as a public servant, you must know nothing of persons, things, or places. You are legally bound to treat all alike. Discrimination and favoritism are forbidden.

While it has been commonly understood that the railways of the country have overridden law, and, in a measure, controlled legislation, it is doubtful whether any considerable number of the people of Wisconsin have until very recently had any conception of the enormity of the wrong which they have suffered in discriminating rates at the hands of railroads throughout this Commonwealth.

Railroad transportation is a tax upon the commerce of the country. It is a tax from which no one can escape. Every producer, every consumer, every man who buys, every man who

sells, must pay railroad transportation. It pervades every phase of our existence; it is a part of every hour of our daily life. It is an important element in the cost of our clothing, our food, our fuel. It is a tax upon that which nourishes our intellectual and spiritual life as well, the books we read, the schools and churches we build. It adds materially to the price of everything we purchase. Each article of manufacture, every pound of butter and cheese, of pork and beef, every product of the soil, must pay its part of the forty-five millions and more that constitute the gross amount paid as transportation charges to the railroads of Wisconsin every twelve months.

How essential it is that this tax imposed by the railroads should be fairly and justly levied. It must be just and reasonable in amount. It should be justly and fairly distributed. Each individual, every class of business, and every town, city, and section of the State, is entitled to equitable transportation charges under a system which shall be open to public inspection and controlled by public justice instead of private interest.

As a means of insuring reasonable transportation charges, laws have been enacted in different States providing for a commission with powers to regulate rates, subject to revision by the courts. Such laws have been enacted in the adjoining States of Illinois and Iowa, the commissions in each of those States being empowered by the Legislature to fix maximum transportation charges above which the railroad companies are not permitted to go without first assuming the burden of establishing in court that the rate is so low as not to yield the railroad company a reasonable margin of profit.

In Wisconsin the railroad companies fix freight charges without any control, regulation, or limitation in any manner by the State. The opportunity is therefore presented to apply the tests of comparison to the two systems of railway traffic, namely, the system where rates are fixed by railroads without State control, and the system where the State has assumed and exercises authority in regulating such rates.

I am able to present to you comparison between the transportation rates in Wisconsin, Iowa and Illinois. The figures for Illinois are not as complete as for Iowa, but in so far as obtained are reliable and indicate discrimination against Wisconsin similar in character to that found by comparison with Iowa rates. This investigation covers so wide a field, extends to so large a variety of shipments as to be conclusive of the whole question.

A comparison of freighdukee and 136 towns.in Wisconsin, together

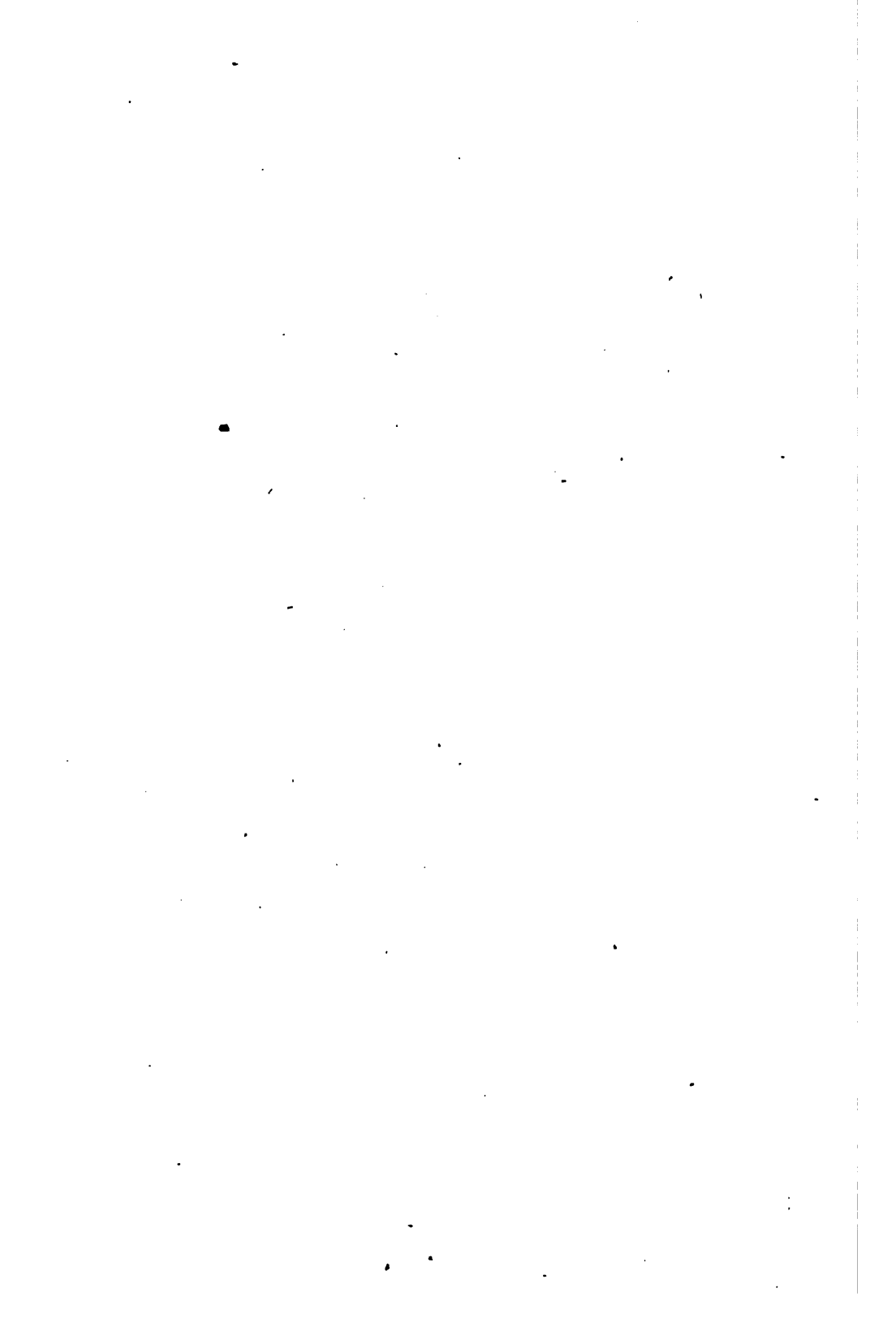


TABLE I.

In the first table presented there is given the rate per ton per mile, hauled, of different classes of freight in Wisconsin and Iowa with the average rate for all classes; also rate per ton per mile for specific kinds of freight in Wisconsin and Illinois. The comparisons are given showing in each case in amount and per cent. the excess of the charges in Wisconsin over those in the other two States:

Classification of Kinds of Freight.	Rate per ton per mile in cents.		Excess for Wisconsin.	
	Wisc'sin.	Iowa.	Cents.	Per cent.
Rates for less than carload lots:				
Class 1, rate per ton per mile, cents.....	6.40	4.60	1.80	39.13
Class 2, rate per ton per mile, cents.....	5.40	3.68	1.72	46.74
Class 3, rate per ton per mile, cents.....	4.25	2.86	1.39	48.60
Class 4, rate per ton per mile, cents.....	2.92	2.22	0.70	31.53
Rates for carload lots:				
Class 5, rate per ton per mile, cents.....	2.20	1.63	0.57	34.78
Class A, rate per ton per mile, cents.....	2.62	1.80	0.82	44.45
Class B, rate per ton per mile, cents.....	2.06	1.55	0.51	33.00
Class C, rate per ton per mile, cents.....	1.74	1.33	0.41	30.99
Class D, rate per ton per mile, cents.....	1.46	1.14	0.32	28.10
Average rate per ton per mile (all classes), cents	3.238	2.320	0.918	39.50
Rates on specific kinds of freight:				
Cattle, rate per ton per mile, cents.....	2.330	1.688	0.632	37.10
Hogs, rate per ton per mile, cents.....	3.020	2.310	0.710	30.90
Sheep, rates per ton per mile, cents.....	3.070	2.560	0.510	20.00
Grain, rate per ton per mile, cents.....	2.216	1.734	0.482	27.80
Hard coal, per ton per mile, cents.....	1.208	0.980	0.228	23.50
Soft coal, rate per ton per mile, cents....	1.107	0.845	0.262	31.40

Of the comparisons presented in Table I, those with Iowa are the more complete, not only as to the number of articles or kind of freights included, but as to the number of stations or mileage which the investigation covered. This comparison includes all goods that when shipped in less than carload lots come under classes 1 to 4, inclusive. It also includes goods in carload lots coming in class 5, and in classes A to D inclusive. This means practically all kinds of manufactured products or merchandise and farm products, except a few articles that come under a higher rate than first class and under a lower rate than D; or which, like cattle and such commodities as grain, coal, lumber, etc., come under separate tariffs when moved in larger quantities.

In the comparisons with Iowa the rates for each one of the classes of freight included was ascertained between 151 stations in Wisconsin and the same number in Iowa. The stations were

selected at random, the range of distance covered being 33 miles to 320 miles, with the average at 126 miles. Counting the mileage between each of the 151 stations in the state taken as a basis of comparison, the distance thus covered foots up over 19,000 miles. It will thus be observed that the investigation covers the entire state and furnishes a basis for calculation which makes it applicable to every section.

The railroad tariffs give the rate at a fixed amount per hundred pounds of freight. To present the figures in tables on this basis would have extended them unnecessarily. For this reason they were reduced to the rate per ton per mile hauled, and are so presented in Table I as to show for each class of freight the average rate per ton per mile. The rates for the states are then compared and the difference shown both in amount and per cent. It will be noticed that the rates in Wisconsin are much higher than those charged in Iowa. The differences in these respects are much greater than might be expected.

Thus it will be seen that for class 3 the Iowa shippers are favored to the extent of nearly 49 per cent. For two other classes the difference amounts to over 40 per cent., and is in no case less than 28 per cent. When all classes are included the average discrimination against Wisconsin as compared with Iowa is 39 7-10 per cent.

The comparisons with Illinois in Table I are limited to cattle, hogs, sheep, grain, hard and soft coal. The rates for cattle, hogs, and sheep were obtained between 141 stations in each state. The greatest distance between any of these stations was 198 miles, the shortest 37 miles, and the average 111 miles. In these cases the rates were reduced to the ton-mile basis, and the discriminations against Wisconsin are seen to be 37 21-100 per cent. in the rate on cattle; 31 7-10 on hogs; and 19 5-10 per cent. on sheep.

The rates on grain are obtained between 89 stations in each state. The greatest distance between any of these stations was 138 miles; the shortest, 37 miles, and the average 82 miles. The rate upon grain is thus shown to be higher in Wisconsin than in Illinois by 27 8-10 per cent. Grain includes barley, corn, oats and rye.

Upon hard and soft coal the rates were ascertained between 143 stations in each state. The computations show a discrimination against Wisconsin, amounting to 23 3-10 per cent. upon hard coal, and 33 7-10 per cent. upon soft coal. The greatest distance between the stations was 198 miles; the shortest, 26 miles, and the average about 100 miles.

In making computations for Table I, many precautions were

taken to prevent error, not only in the methods employed, but in the calculations as well. The decimals when involved were carried to the second point, or one hundredths only, but it is believed that this was far enough to establish correct results.

CLASSIFICATION OF FREIGHT.

Merchandise of all kinds and other goods in less than carload lots.

CLASS 1.—Includes among other things, boots and shoes, clothing, hosiery, drygoods, furniture, musical instruments, notions, stationery, etc.

CLASS 2.—Hardware, cutlery, glassware, saddlery, wooden ware and articles of this kind.

CLASS 3.—Fence wire in rolls, plumbers' supplies, coffee in sacks, dried fruit, news, building and wrapping paper, etc.

CLASS 4.—Soap, sugar, cereal products, salt, canned goods, etc.

Carload lots of articles included in above classes and of other goods.

CLASS 5—Oils, grease, packing-house products dried or pickled, trunks, etc.

CLASS A—Agricultural implements, vehicles, boilers, presses, most kinds of machinery, etc.

CLASS B—Household goods, emigrant movables, wooden boxes, furniture stock.

CLASS C—Building cement, lime, bark, land plaster, excelsior, hay and cane fodder, etc.

CLASS D—Barrels, casks, tiling, sewer pipe, headings, pig iron, asphalt, brick, etc.

CLASS E—Includes heavier and still cheaper articles in carload lots.

CLASS 1 to 4—Includes merchandise of all kinds in less than carload lots.

CLASS 5 and CLASSES A to E, inclusive—Includes merchandise and other goods in carload lots.

The greater part of heavy commodities like grain, wheat, lumber, coal, as well as horses and cattle of all kinds, have special tariffs.

TABLE II.

Table II is merely an amplification of Table I. It shows for each class of freight in Wisconsin and for cattle, hogs, sheep, grain, hard and soft coal in Wisconsin and Illinois the cost of shipping 20,000 pounds one hundred miles. It also shows the difference between the cost in Wisconsin and in the other two States both in amount and in per cent. The purpose of including this table is to furnish a more comprehensive view of the rate situation in the three States, and to show more fully the extent of the discriminations against Wisconsin.

Classification of Kinds of Freight.	Cost 20,000 lbs. 100 miles.		Excess for Wisconsin.	
	Wisc'sin.	Iowa.	Dollars.	Per cent.
Rate for less than carload lots:				
Class 1, cost 20,000 lbs. 100 miles, dollars..	\$64 00	\$46 00	\$18 00	39.13
Class 2, cost 20,000 lbs. 100 miles, dollars..	54 00	36 80	17 20	46.74
Class 3, cost 20,000 lbs. 100 miles, dollars..	42 50	28 60	13 90	48.60
Class 4, cost 20,000 lbs. 100 miles, dollars..	29 20	22 20	7 00	31.53
Rates for carload lots:				
Class 5, cost 20,000 lbs. 100 miles, dollars..	22 00	16 30	5 70	34.78
Class A, cost 20,000 lbs. 100 miles, dollars..	26 20	18 00	8 20	44.45
Class B, cost 20,000 lbs. 100 miles, dollars..	20 60	15 50	5 10	33.00
Class C, cost 20,000 lbs. 100 miles, dollars..	17 40	13 30	4 10	30.90
Class D, cost 20,000 lbs. 100 miles, dollars..	14 60	11 40	3 20	28.10
Average cost 20,000 lbs. 100 miles (all classes), dollars	32 38	23 20	9 18	39.50
Rates on specific kinds of freight:				
Cattle, cost 20,000 lbs. 100 miles, dollars..	23 30	16 98	6 32	37.10
Hogs, cost 20,000 lbs. 100 miles, dollars....	30 20	23 10	7 10	30.90
Sheep, cost 20,000 lbs. 100 miles, dollars....	30 70	25 60	5 10	26.00
Grain, cost 20,000 lbs. 100 miles, dollars..	22 16	17 34	4 82	27.80
Hard coal, cost 20,000 lbs. 100 miles, dollars	12 08	9 80	2 28	23.50
Soft coal, cost 20,000 lbs. 100 miles, dollars	11 07	8 45	2 62	31.40

In the second table is shown the cost of shipping 20,000 pounds of each of the classes of freight given 100 miles in Wisconsin and 100 miles in Iowa, with the average cost for all classes. The table also shows the cost for shipping 20,000 pounds of the specific kinds of freight named 100 miles in Wisconsin and 100 miles in Illinois. The comparisons are given showing in amount and per cent. in each case the excess in Wisconsin over the cost in Iowa and Illinois.

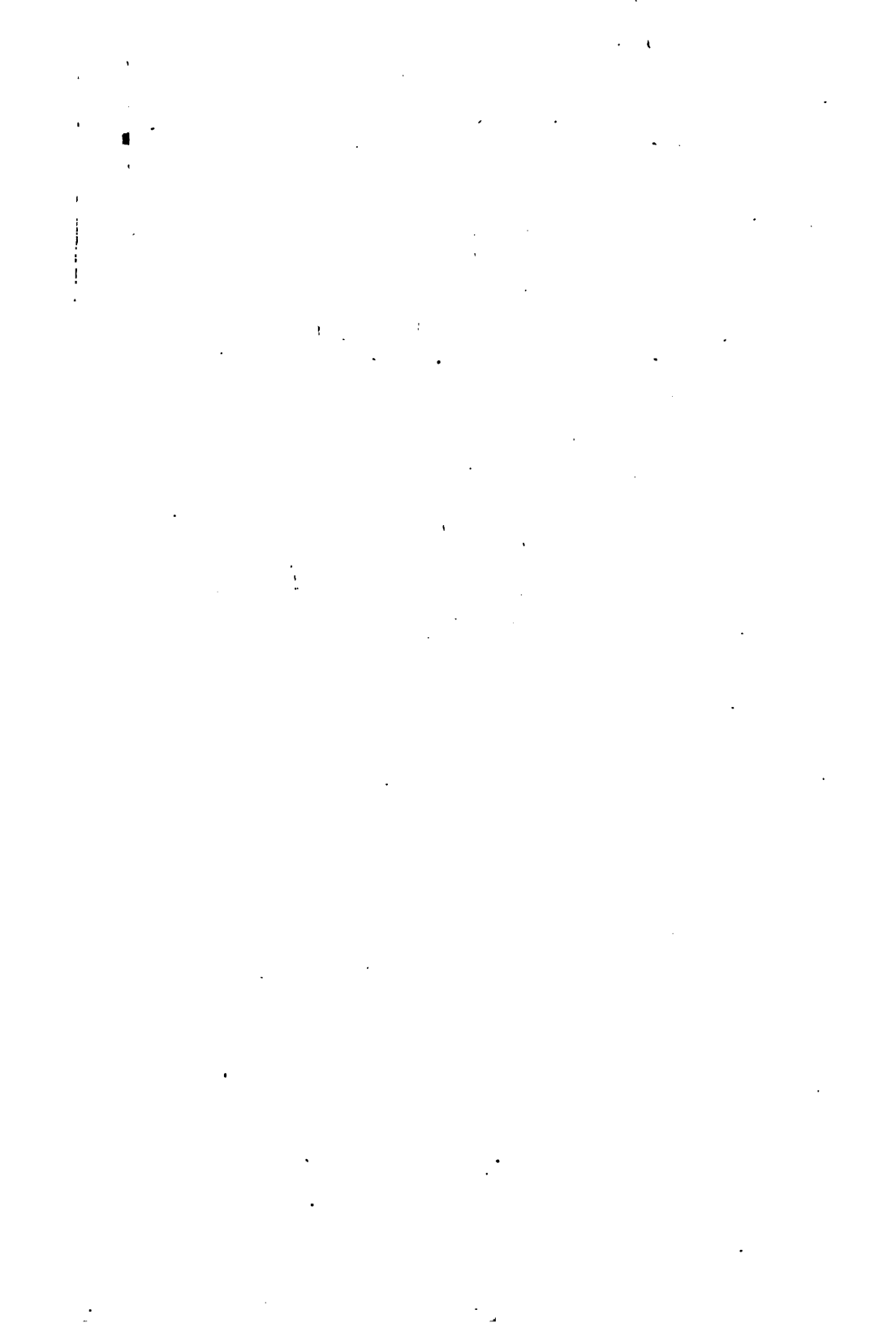


TABLE III.

Table III presents a further comparison of the rates in Wisconsin, Illinois, and Iowa. It is compiled from railroad distance tariffs now in force in Wisconsin and from the tariffs in force in the other two States showing the maximum rates in each as fixed by their respective railroad commissions. For the three States separately it shows the rate charged per hundred pounds for a distance of 100 miles, then for 200 miles, and again for 300 miles. Class 1 to 4 inclusive are less than carload lots.

Classes of Freight.	Wis.	Illinois.		Iowa.			
	Rate per 100 lbs.	Rate per 100 lbs.	Excess for Wis.		Rate per 100 lbs.	Excess for Wis.	
			Amt.	Pr. ct.		Amt.	Pr. ct.
Rate per 100 lbs., 100 miles, L. C. L.	Cents.	Cents.	Cents.		Cents.	Cents.	
Class 1	40.00	38.54	1.46	3.79	24.00	16.00	66.67
Class 2	33.00	31.02	1.98	6.38	20.40	12.60	21.76
Class 3	27.00	24.90	2.10	8.43	16.00	11.00	86.75
Class 4	20.00	18.80	1.20	6.38	12.00	8.00	66.67
Rate per 100 lbs., 100 miles, C. L.							
Class 5	16.00	15.04	.96	6.38	8.40	7.60	90.43
Class A	16.00	12.45	3.55	28.51	9.00	7.00	77.78
Class B	14.00	11.47	2.53	22.06	8.40	5.60	66.67
Class C	12.00	8.84	3.16	35.75	7.20	4.80	66.67
Class D	10.00	7.05	2.95	41.84	6.00	4.00	66.67
Class E	8.60	6.34	2.26	35.65	4.80	3.80	79.02
Rate per 100 lbs., 200 miles, L. C. L.							
Class 1	60.00	48.88	11.12	22.75	40.00	20.00	50.00
Class 2	50.00	29.48	10.52	26.65	30.20	19.80	65.56
Class 3	40.00	30.54	9.46	30.97	23.00	17.00	73.90
Class 4	30.00	24.44	5.56	22.75	18.60	11.40	61.18
Rate per 100 lbs., 200 miles, C. L.							
Class 5	24.00	19.55	4.45	22.76	14.20	9.80	69.00
Class A	24.00	15.98	8.02	50.19	15.90	8.10	50.90
Class B	20.00	14.10	5.90	41.84	13.00	7.00	53.80
Class C	17.00	12.03	4.97	41.31	11.10	5.90	53.15
Class D	15.00	9.40	5.60	59.57	9.39	5.61	59.70
Class E	12.50	8.46	4.04	47.75	8.00	4.50	43.75
Rate per 100 lbs., 300 miles, L. C. L.							
Class 1	75.00	55.46	19.54	35.23	56.00	19.00	33.90
Class 2	63.00	45.12	17.88	39.63	40.00	23.00	57.50
Class 3	50.00	35.25	14.75	41.84	30.00	20.00	66.67
Class 4	38.00	28.20	9.80	34.75	25.00	13.00	52.00
Rate per 100 lbs., 300 miles, C. L.							
Class 5	30.00	22.56	7.44	32.98	20.00	10.00	50.00
Class A	30.00	17.85	12.14	67.97	22.50	7.50	33.30
Class B	25.00	15.98	9.02	56.45	17.50	7.50	42.85
Class C	22.00	13.91	8.09	58.16	15.00	7.00	46.66
Class D	19.00	11.04	7.96	72.10	12.50	6.50	52.00
Class E	15.00	9.95	5.05	50.75	11.00	4.00	36.36

TABLE III.—Continued.

Classes of Freight.	Wis.	Illinois.			Iowa.		
	Rate per 100 lbs.	Rate per 100 lbs.	Excess for Wis.		Rate per 100 lbs.	Excess for Wis.	
			Amt.	Pr ct.		Amt.	Pr ct.
Rate per 100 lbs., 100 miles, C. L.	Cents.	Cents.	Cents.	Cents.	Cents.	Cents.	
Grain	12.50	8.10	4.40	54.32	6.75	5.75	85.20
Lumber	12.00	8.68	3.38	37.78	6.30	5.70	90.48
Cattle	15.00	9.50	5.50	57.88	11.32	3.68	32.51
Hogs	18.50	13.00	5.50	42.30	10.96	7.54	68.80
Sheep	18.50	14.40	4.10	28.47	16.00	2.50	15.62
Rate per 100 lbs., 200 miles, C. L.							
Grain	17.50	10.53	6.97	66.19	9.00	8.50	94.44
Lumber	17.00	10.98	6.02	54.82	8.40	8.60	102.38
Cattle	20.00	12.10	7.90	65.29	15.53	4.47	28.78
Hogs	25.00	16.50	8.50	51.51	15.80	10.20	40.80
Sheep	25.00	18.30	6.70	36.61	22.00	3.00	13.64
Rate per 100 lbs., 300 miles, C. L.							
Grain	20.00	12.15	7.85	64.61	11.25	8.75	77.78
Lumber	20.00	12.70	7.30	57.48	10.50	9.50	90.48
Cattle	25.00	14.70	10.30	70.06	20.26	4.74	23.40
Hogs	31.20	18.00	13.20	73.33	19.00	12.20	64.21
Sheep	31.20	20.00	11.20	56.00	25.90	5.30	20.46

It will be noticed that the comparison in the above table is based for Illinois and Iowa upon the maximum rates as fixed by the railroad commissioners in each state,—that is the rates above which the railroads are not permitted to go in making up their tariffs. These rates are compared with the rates charged by the railroads in Wisconsin for the same kind and quantity of freight and for exactly corresponding distances. This table simply extends and strengthens the comparison and makes more conclusive the evidence of grossly excessive freight rates in Wisconsin where railroad companies are permitted to charge the public without any limitation or regulation by law.

TABLE IV.

Table IV shows the per cent. of the excess of freight rates between Milwaukee and 151 other stations in Wisconsin over the freight rates charged in Iowa between the same number of stations, the distance being the same in each case. These figures show an average discrimination in transportation charges against Wisconsin of 39 9-10 per cent.

Between Milwaukee and the Following Stations.	Per cent. of Excess for Wisconsin.	Between Milwaukee and the Following Stations.	Per cent. of Excess for Wisconsin.
Afton	17.92	Mauston	55.79
Amelia	59.23	Manzanilla	52.93
Amherst	33.86	Menasha	40.47
Antigo	24.09	Menominee	16.67
Appleton	55.13	Merrillan	22.17
Arpin	39.23	Millston	22.17
Austin	39.23	Mineral Point	40.77
Baraboo	59.77	Minnesota Junction	45.6
Barton	28.54	Monroe	54.
Beaver Dam	50.41	Montello	18.06
Beloit	40.64	Mosinee	39.23
Berlin	47.04	Mt. Horeb	69.7
Black River Falls	22.17	Necedah	47.67
Boscobel	44.37	Neenah	40.47
Boydton	39.23	Nekoosa	33.86
Brandon	46.26	New Holstein	44.55
Brodhead	54.28	New Lisbon	54.76
Burlington	36.09	New London	17.45
Burnett Junction	45.6	Norrie	39.23
Cedarhurst	22.17	Oak Center	49.06
Centralia	33.86	Oakfield	49.06
Chester	49.06	Oconomowoc	33.89
Chili	22.17	Oconto	31.16
Chilton	45.5	Oshkosh	55.13
Chippewa Falls	23.39	Packwaukee	18.06
City Point	33.86	Pardeeville	68.69
Clintonville	28.5	Picketts	55.13
Cranmoor	39.23	Pine River	39.23
Dancy	39.23	Pittsville	39.23
Darien	33.59	Plainfield	33.86
Darlington	35.68	Portage	63.93
Delavan	33.59	Port Edwards	33.86
De Pere	36.65	Pray	33.86
Dexter ville	59.23	Princeton	46.76
Dodgeville	59.57	Prairie du Sac	54.21
Eau Claire	23.39	Prairie du Chien	35.88
Edgar	39.23	Reedsburg	55.37
Elkhart	26.88	Rhineland	19.95
Elkhorn	24.41	Richland Center	56.62
Elroy	42.47	Rio	61.88
Evansville	47.02	Ripon	41.46
Fennimore	52.12	Rolling Prairie	45.6
Fenwood	39.23	Romadka	39.23
Fiska	55.13	Rudd	22.17
Flannery	39.23	Rudolph	39.23
Fond du Lac	51.94	Rush Lake	55.13
Fort Atkinson	40.4	Schellsingerville	22.58
Grand Rapids	33.86	Scranton	33.86
Granton	22.17	Shullsburg	38.25
Green Bay	36.65	Sigel	33.86
Hansen	39.23	Snells	55.13
Hatfield	33.86	Sparta	47.19
Hatley	39.23	State Hospital	55.13
Iron Ridge	36.09	Stoughton	50.47
Ixonia	42.89	Stratford	39.23
Jefferson	42.87	Sun Prairie	57.95
Junction City	39.23	Tomah	45.2
Juneau	34.48	Veodum	39.23
Kelly	39.23	Vesper	39.23
Kewaskum	42.77	Viroqua	28.
Kiel	33.55	Waldo	15.27
Kilbourn	60.83	Warens	22.17
Knowlton	39.23	Waterbury	33.86
La Crosse	33.41	Waterloo	51.23
Lake Geneva	22.04	Watertown	45.25
Lake Mills	48.55	Waukan	55.13
Lindsay	39.23	Waupun	49.06
Lodi	67.68	Wausau	39.23
Lynn	39.23	Wantoma	55.74
Madison	62.18	West Bend	28.54
Merrillan Junction	33.86	Westfield	18.06
Marathon City	39.23	Whitewater	30.96
Marinette	15.59	Winneconne	55.13
Markesan	51.96	Wittenberg	32.59
Marshfield	30.51	Woodland	36.09
		Wren	22.17

The information given in Table IV is important and of special interest as showing between what places the comparisons were made, as well as the exact overcharge in freight rates for Wisconsin shippers located at each place. The 151 stations represented in this table present the entire subject for the shippers of Wisconsin. The table will be scanned in vain for a single station at which the transportation rate is not higher in Wisconsin than for a corresponding distance for a like service in the State of Iowa. The amount of the overcharge in Wisconsin is positively startling. In no case is the rate less than 15 per cent. higher for Wisconsin than for Iowa. In several cases it is nearly 70 per cent. higher, and the average is but a fraction less than 40 per cent. higher.

The foregoing tables prepared by the Statistical Bureau of the State reinforce the figures widely published by a leading newspaper which some months ago aroused general interest upon this subject throughout the Commonwealth. The work of the Commissioner of Statistics requires no approval from any source, to entitle it to the highest confidence for thoroughness and accuracy. It may now be accepted as a demonstration that the producers and consumers in Wisconsin are charged 40 per cent. more in freight rates in marketing their products and securing their supplies than are the shippers in Iowa, and likewise a great deal more than the shippers in Illinois.

When it is remembered that the producers in Wisconsin, Iowa and Illinois must sell their products in the same markets, and quality for quality at the same prices, it is manifest that the people of Wisconsin are laboring under a great disadvantage. The figures establish the exact measure of injustice suffered by our people at the hands of the railroads of Wisconsin.

Stated in plain language it means that upon all kinds of manufactured products, upon merchandise and farm products (except a few articles which are shipped under a higher rate than first class, or under a lower rate than class D, or which like cattle, grain, coal, lumber, etc., are shipped at a different rate when moved in larger quantities) the shipper in Wisconsin pays from 28 to nearly 40 per cent. higher than the shipper in Iowa where transportation charges are controlled by a State Railway Commission. It means that in comparison with Illinois, we pay in Wisconsin on cattle, hogs, sheep, grain, hard and soft coal from 19½ to 37 per cent. more than the people of Illinois, who are protected from excessive transportation charges by a State Railway Commission. It means that these differences in rates, so prejudicial to Wisconsin, are in every case presented in the foregoing tables upon the same roads, for the

same class and kind of freight, transported the same number of miles, and in all respects for identically the same service.

Now it can be taken as conclusive that the transportation charges in Iowa and in Illinois are high enough to give the railroad companies at least a reasonable profit upon the railroad business in each of those States. Nothing is more certain than that the rates for each of those States yield to the railroad companies a reasonable net return upon all their capital invested; otherwise, they would not operate their roads under that rate. If the rate afforded them less than a reasonable profit, they would at once appeal to the courts to increase the rate. It is the settled law that neither the Legislature nor a Railroad Commission clothed with power to fix rates can compel railroads to accept less than a reasonably profitable rate for all services as common carriers. Therefore, by acquiescing in the commission rates in Iowa and Illinois without appeal to the courts, the railroad companies admit the rate to be high enough in those States. That the rates in Iowa and Illinois have proven profitable to the railroad companies will appear affirmatively later in the discussion of this subject.

Taking it as a fact admitted and established by the railroad history of Illinois and Iowa that the rates are reasonable in those States, what shall be said of the rates in Wisconsin which average 40 per cent. higher than in Iowa and very much higher, as shown, than in Illinois?

The freight earnings of the railways in Wisconsin during the calendar year of 1901 were \$32,278,629.31. Assuming that the larger portion of freight handled is of a class in which the excess of charge is less than the average difference between Wisconsin and Iowa, yet making full allowance therefor, and for the division between State and Inter-State business, in collecting the \$32,278,629.31 in transportation charges from the people of Wisconsin in 1901, the railroads received a great many millions of dollars more than they collected from the shippers of Iowa for precisely the same service as common carriers. In other words, they taxed the people of Wisconsin a great many millions of dollars more than a reasonable profit upon the freight business of the State in twelve months.

Indeed, it is not strange with these enormous and unreasonable profits in Wisconsin that the average net earnings of the railroads for this State during the last three years, by their own admission, amounted to \$15,483,762.00 each year; nor that the net nearnings of the Northwestern and St. Paul systems for 1902 should amount to \$11,331,368.44 for the road in Wisconsin, and \$34,811,860.08 for the whole line; nor that they have

been able to pay interest on bonds and from six to eight per cent. upon common and preferred stock and have over and above all expenses and charges a total surplus of \$6,594,531.42 for Wisconsin, and \$20,475,997.63 for the whole line. Profits in the operation of these two great railway systems have been increasing with great rapidity during recent years. The total net earnings of both the St. Paul and Northwestern for a period of five years from 1883 to 1887 inclusive amounted to \$29,823,185.09 for the road in Wisconsin, and \$101,665,366.90 for the whole line.

Every dollar taken from the people of Wisconsin in overcharges by the railroad companies affects the values of farms and factories, the profits of merchandise, and the wages of labor. Why should Wisconsin have endured this great loss? It is because, and only because, the railroads have continued to exercise such control as to defeat legislation in Wisconsin creating a commission to regulate transportation rates such as the Legislatures of Iowa and Illinois have adopted. Session after session such bills have been introduced only to die in committee or be overwhelmingly defeated in the Legislature.

It has heretofore been urged in opposition to the enactment of a rate commission law for Wisconsin that it would arrest all further construction within the State, stop improvements, injure manufacturing, prejudice agricultural development, seriously harm business interests, and generally retard the progress of the State. Iowa has been held up as a warning example to deter other States from adopting a similar law, and it has been declared that she has suffered through all the years under a rate law that has greatly interfered with the growth of her manufacturing interests.

I have no doubt that these same representations will be presented to you during the present session, and therefore submit at this time a comparison of the industrial development of Wisconsin with that of Iowa during the past twenty years.

The industrial growth of a State may fairly be measured by the increases which have taken place in the total amount of capital invested, the number of persons employed, the amount paid as wages, and the value of its output in all its productive enterprises. The growth in manufacturing alone would present but a partial view of the real development for the reason that only a portion of the capital in any State and only a limited number of the industrial population are employed in manufacturing.

Natural conditions often favor development along certain industrial lines. A bountiful supply of timber, hard wood and

pine, with rivers affording an abundant supply of water for power purposes, and rich mineral deposits, would ensure rapid development in manufacturing even under adverse circumstances, while an open unbroken country ready for the plow, with rich, deep, productive soil, would ensure a correspondingly active growth in agriculture.

Wisconsin had many of the natural advantages for a ready and extensive development in manufactures, as well as fertile and productive agricultural lands outside of her extensive forests.

Iowa was wanting in some of the natural resources favorable to manufacturing, but had a greater abundance of rich and easily cultivated land. It may fairly be said, however, that in both States the great preponderance of the industrial population is employed in agriculture and manufactures. These two branches of industry not only afford occupation to most of the people, but furnish the railroads almost their entire tonnage or freight business. A comparison, therefore, between the two States limited to either of the two industries alone would be quite misleading, while a comparison which includes both would be warranted as valid. Indeed, there are reasons why a comparison of the industrial growth in Iowa and Wisconsin in agriculture and manufactures taken together should be of much value as testing the effect of a control of railroad rates upon the development of a State. The railroad rates in Wisconsin have been fixed at the pleasure of railroad managers; railroad rates in Iowa have been controlled by a State Railway Commission. The two States had reached about the same stage of industrial development when the railroad rates in Iowa passed under the control of a commission. Both States had then, and now have, about the same character of population. Conditions were very similar, excepting that Wisconsin had a greater natural advantage for manufacturing, and Iowa a greater natural advantage for agricultural development, Wisconsin leading in the first because of its greater resources in raw material; Iowa in the second because of the more uniformly excellent and more readily tillable character of its native soil.

From the Commissioner of Statistics I have procured and submit for your consideration data from which the industrial growth of the two States can be traced for the twenty year period.

TABLE V.

Table V shows for Wisconsin and Iowa in 1880, 1890, and 1900, the relative amount of capital invested in manufacture and agriculture; or, in other words, the amount invested in agriculture for each \$100.00 invested in manufacturing.

Classification.	1880.	1890.	1900.
Wisconsin:			
Manufactures.....	\$100	\$100	\$100
Agriculture.....	597	228	246
Iowa:			
Manufactures.....	100	100	100
Agriculture.....	2,123	1,420	1,785

When the Iowa railroad law was enacted it was predicted that the progress of the State would be retarded, agriculture and manufacturing paralyzed, and property generally depreciated in value as a result of the legislation establishing a commission with power to fix rates. During almost every Legislative session in a decade the claim has been made before the committees of this Legislature that the regulation of rates in Iowa had checked development in that State as compared with Wisconsin. As bearing upon that question, I present for your consideration the following figures:

TABLE VI.

This table shows the capital invested in agriculture and manufacturing industries in Wisconsin and Iowa in 1880 and in 1900, with increases.

State.	1880.	1900.	INCREASE FOR 1900.		Average yearly increase.
			Amount.	Per ct.	
Wisconsin	\$493,687,147	\$1,142,281,034	\$648,593,887	131.3	\$32,429,693
Iowa	755,505,100	1,937,078,649	1,181,573,549	156.3	59,078,677

As shown by the foregoing figures during a period of twenty years the annual increase in the value of the capital invested in agriculture and manufactures amounted to \$32,500,000 for Wisconsin and over \$59,000,000 for Iowa. It should not be overlooked that these are the actual increases only, but they are very significant. Iowa leads Wisconsin in the average yearly

increase by almost two to one. The industrial progress of Iowa certainly cannot be said to be retarded since the railroad commission was established in that State. On the contrary, her development seems to have been specially promoted, and that this should be the case is only reasonable in view of the special advantages with which she has been favored in the matter of transportation charges,—advantages of which the industries of Wisconsin have had the great misfortune to be deprived because of the failure to secure legislation which would have placed Wisconsin upon an equal footing with Iowa.

If further confirmation were needed, it is found in Table VII.

TABLE VII.

This table gives the amount of capital invested in manufacturing and agriculture in Iowa for each \$100.00 of capital so invested in Wisconsin.

State.	Amount of manufacturing and farm capital in Iowa to each \$100 of such capital in Wisconsin.		
	1880.	1890.	1900.
Wisconsin.....	\$100	\$100	\$100
Iowa.....	153	146	170

As shown above in 1880 the amount of capital invested in agriculture and manufactures in Iowa was \$153.00 for each \$100.00 in Wisconsin; in 1890, Iowa \$146.00, Wisconsin \$100.00; in 1900, Iowa \$170.00, Wisconsin \$100.00

The progress of Iowa over Wisconsin is very marked, equaling about 12 per cent.

Taking the capital invested as a measure of the labor employed in these two great industries, and it amounts to a demonstration that Iowa is outranking Wisconsin. This is still further confirmed as shown in the average amount of capital invested in the agricultural and manufacturing industries to each person of the population in Wisconsin and Iowa in 1880, 1890, and 1900.

TABLE VIII.

Classification.	1890.	1890.	1900.
Wisconsin average capital to each person	\$374	\$479	\$557
Iowa average capital to each person.....	466	616	870

It is here shown clearly that Iowa is rapidly forging ahead of Wisconsin in the average increase in capital invested in agricultural and manufacturing industries. The proof made by the statistics accords with reason. Instead of being injured by a Railway Commission, the industries of Iowa are being greatly benefited. This could not well be otherwise. Transportation charges are a tax upon production and the productive industries of any State must suffer greatly when that State is subjected to oppressive transportation rates in marketing the output of its industries. This must always be so when shippers of one State must sell their products in a market in competition with shippers of other States enjoying more favorable rates. That is precisely the fortunate situation of Iowa with a commission compelling reasonable rates for her shippers. And by parity of reasoning it is Wisconsin's misfortune that she must bear the onerous burden of unreasonable rates made for her at the pleasure of railroad managers. It would be strange indeed if those engaged in manufacturing and agriculture in Iowa would not be able to set aside an increasing amount of capital over Wisconsin year by year, when her people employed in manufactures and in agriculture are saved many millions of dollars annually on railroad freights. The annual product of her factories, the annual product of her farms, if each were equal in amount and kind with those of Wisconsin, would be worth to the owners of the factories and farms in Iowa many millions of dollars more than the same would be worth to the owners of the factories and the farms in Wisconsin.

The claim that reasonable transportation rates could embarrass productive enterprise and arrest development in any State ought never to have been given credence and ought never to have been advanced.

It is an elementary proposition as old as commerce and trade itself that unreasonable and excessive freight charges are harmful to industrial progress, and the only way in which a control of rates by a commission could injure a State would be to reduce transportation rates so low as to deprive the capital invested in railroads of a reasonable profit, and curtail or cripple the car-

rier service to the public. This, however, is in no case possible. No State would permit its commission to harm in the slightest degree an agency so needful to its industrial development and business prosperity. If any commission were misled into establishing a rate which encroached upon the property rights of the capital invested in railroads by the smallest measure, the guarantees of the constitution would be immediately invoked and the action of the commission promptly reversed. So that it never was even remotely possible that the Iowa rate law should injure the material development of the State, or, indeed, fail to benefit its business interests and promote its industrial prosperity.

And upon the other hand, by the operation of the same principle, Wisconsin has made her industrial advance hampered and burdened by high transportation rates that reduced profits and impaired the accumulation of capital within the State. That she has advanced in spite of these high rates argues nothing and offers no justification for their continuance. With her unrivaled and diversified resources, her lumbering, her hard-wood manufacturing, her pulp and paper mills, her splendid water powers, her rich deposits in iron and lead and zinc, her varied and productive agriculture, she should have outstripped her competitor across the Mississippi that in the last twenty years has increased her capital invested in manufactures and agriculture \$404.00 to each person of her population, while we were only able to add \$183.00, or less than half as much, to our capital invested in manufactures and agriculture per capita.

Reasonable rates within a State builds up an internal commerce and exchange which reaches and develops every community within the State. Long and extensive railroad hauls to distant markets are more and more superseded by short hauls, smaller freight charges and local interchanges of products. Reasonable and equal rates for all builds up thriving towns, cities and villages, and thousands of merchants, manufacturers and small shippers all over the State. This insures a healthier, more evenly distributed and more wholesome prosperity throughout a State. In Iowa under the reasonable rates fixed by her Commission after years of operation under the law they said in their report the following in 1891:

"The farmer gets his supplies cheaper, his lumber, cattle, salt and other heavy commodities at fair rates. He finds a market for a portion of his surplus corn, oats, hay, wood, timber, etc., at home, and saves transportation. He markets many of his hogs in Iowa packing houses and saves freight charges. Wood and logs that lay in the timber rotting, the Iowa rates are making a market for; and new mills are sawing the latter up for

use in excelsior, fencing pickets, handles, boxes and other industries unknown before. The railway policy of the long haul has, in a measure, been supplanted by the new system, and an exchange of products between different parts of the State is one of the commendable results. Hay and corn from northern Iowa are now sold at better prices in the dairy counties of eastern and southern Iowa in large quantities, a thing hitherto unknown. This formerly paid tribute to Chicago."

The magnitude of wrong Wisconsin is suffering but enlarges with investigation and reflection. Added to her wonderfully varied resources Wisconsin had another natural advantage over Iowa. She has more than three hundred miles of lake shore with fine natural harbors along her entire eastern and northern boundaries. With a rate law such as that under which Iowa has excelled her, she could have established just and reasonable rates that would have carried every ton of her produce to the lake shore where it could have the benefit of the cheaper rates of water transportation on its way to market.

The only rates which are subject to regulation by the State Commission of Iowa are those affecting State commerce. While Wisconsin would, of course, be subject to the same constitutional restrictions, she could establish reasonable rates between stations wholly within the State that would enable agricultural and manufactured products to reach the lake shore, and thence if re-shipped they could ultimately find way to market under conditions that would greatly benefit producers. In the same manner merchants and manufacturers and dealers in coal could transport by rail at reasonable rates supplies from the lake shore to consumers in every part of the State. Milwaukee, Manitowoc, and other lake shore shipping points would then become the great centers of commerce and trade which natural conditions would have made them. But with the railroads arbitrarily establishing rates without any control by law, they can so fix charges over different lines as to force the products of the State two or three hundred miles further to market, when, under reasonable and natural conditions, the railroad transportation would not upon the average exceed fifty to seventy-five miles.

It is this absolute domination of the transportation business outside of any legal regulation and in disregard of the rights of the public that makes the products of labor find their way to market by that route which will be most profitable to the railroad and most expensive to the shipper.

A struggle to escape in so far as possible the oppressive exactions of the railroads in Wisconsin has very largely massed manufacturing upon the east side of the State. The manufac-

turers have seen the importance of establishing themselves where they could secure the lower rates of water transportation, or more reasonable railroad rates reduced by the force of competition with lake freights. This is made very clear in the figures submitted below.

TABLE IX.

This table gives the total manufactures for the state in 1900, together with the proportion of the total which is so located on the lakes as to have access to water as well as rail transportation.

CLASSIFICATION.	MANUFACTORIES IN WISCONSIN.		
	Total.	Tributary to Lakes.	
		Amount.	Per cent.
1900.			
Capital invested	\$330,568,799	\$232,977,569	70.47
Value of product	\$360,818,942	\$248,543,206	68.96
Persons employed	152,836	101,457	66.38
Salaries paid	\$69,015,980	\$41,901,902	60.71

That more than seventy per cent. of the capital invested in manufacturing in Wisconsin should be located in but nineteen of her seventy-two counties is an important fact in itself. That those nineteen counties should be counties bordering on Lakes Michigan and Superior is very significant in its bearing upon this whole question. Except for the fact that the water affords them more reasonable transportation rates, which influences to their advantage freight charges by rail, these nineteen counties offer no better location for manufacturing plants than most of the other counties of the State.

The gathering of nearly three-fourths of the manufacturing of the State into but little more than one-fourth of the counties in order to substitute a regulation of railroad rates by water competition for the general railroad rates of the State, fixed wholly without any regulation, argues very strongly for some interference on the part of the State for the protection of its shippers.

It meets the claim so often advanced by the railroads that they have built up the manufacturing industries in Wisconsin through indulgences and discriminations and special rates which they could not have given were rates controlled by a commission.

Commodity rates have doubtless aided to reduce somewhat the high rate level, and have benefited to whatever extent they have been given the manufacturers fortunate enough to be granted the privilege of sharing in them. But an extended examination will reveal that as affecting the entire manufacturing interests of the State the importance of commodity rates has been very greatly overestimated, while their special value to those receiving them wholly disappears before the fact that the commodity rate in Wisconsin means about the regular rate in many other States.

It may be said then that our manufactures have neither been established or specially nurtured by the railroads, but that the greater portion of them have been driven by high rates to locate where they are in a measure independent of these corporations. That more than \$232,000,000 should be invested in manufacturing plants in a few lake shore counties emphasizes in a most striking way the great importance of reasonable freight rates as an industrial factor. It should, moreover, serve as an admonition as well, for industries will sooner or later go where reasonable rates can be had.

It is quite apparent that any advantage in better rates which these lake shore counties can furnish manufacturing are not the voluntary offering of the railroad companies, but have been wrung from them through water competition. With reasonable rates generally throughout Wisconsin many an idle water power would be profitably employed with all the resulting benefits to the locality and the State.

While manufacturing plants may be moved to secure the benefit of better railroad rates regulated by water transportation, the same is not true of agriculture. This great industry must pay whatever the railroad charges at a given station for the transportation of its products. The farm lands of Wisconsin cannot be massed along Lake Michigan.

Our great natural advantages in the past have aided Wisconsin materially to make marked advance under adverse conditions. But these superior advantages will not always be so abundant. In some lines of manufacturing a lavish and wasteful course pursued respecting raw material has already operated to make its scarcity a serious matter.

Besides this competition is increasing upon every hand, and the time is not far distant when the margin of profits may be reduced. Prudence and foresight should prompt us to place the manufacturing interests of Wisconsin upon a sound basis. This can only be done by securing to capital and labor a fair

and equal chance in the markets with their competitors from other States.

One of the elements in the cost entering into every manufactured product is the transportation tax which it must bear before it is marketed. A small percentage of difference in railway charges may be sufficient under close competition to make the difference between a margin of profit and actual loss. It should be the first care of those charged with official responsibility to be certain that the manufacturers of no other State go into the market with any advantage over the manufacturers of Wisconsin on transportation rates.

The railway interests of Wisconsin are entitled to every protection accorded to manufacturing, agriculture, or any other interests in this State. They are entitled to reasonable profit upon the capital which they have invested in the railway business in Wisconsin. They are not entitled, and it is unjust they should be permitted, to charge the manufacturers, merchants, farmers, and consumers, more in Wisconsin than they charge for a like service in Illinois and Iowa. If Wisconsin is to secure the high industrial rank to which her superior natural advantages entitle her, she must by proper, just, and constitutional regulation prevent her capital from being absorbed by grasping railroad managers.

It is shown that the agricultural and manufacturing interests in Iowa have been greatly benefited by the establishment of a railway commission controlling rates. That while one of the greatest financial panics experienced in a century has occurred since the enactment of that law, the progress and prosperity of the State of Iowa has continued without interruption.

When the law was enacted in that State it was denounced as a movement designed to confiscate the property of the railway corporations and as certain to bring demoralization and disaster to the railroad interests of the State. The law was enacted, the rates of the Railway Commission have been enforced, the railroads have been prosperous. They have continued to extend their lines, to earn fair profits, to render good service.

That the growth and expansion of the railroad interests of Iowa have been commensurate with the development and progress of her agriculture and manufactures is shown by the statistics covering the following period. The same figures will be given for Wisconsin throughout, as they may be useful for making comparisons.

TABLE X.

Table X shows the miles of road, gross and net earnings, and tons carried in 1878 and in 1900 by the railways in Iowa and Wisconsin, together with the total annual increase during that period.

CLASSIFICATION.	1878.	1900.	INCREASE FOR 1900.		Average annual increase.
			Amount.	Per ct.	
Wisconsin:					
Miles of road.....	2,802	6,230	3,428	122.31	
Gross earnings.....	\$11,931,619	\$11,257,557	\$29,805,932	245.20	\$1,327,542
Net earnings.....	\$1,469,691	\$15,543,379	\$11,073,688	247.75	\$593,304
Tons carried.....	3,448,480	23,731,734	22,282,244	646.12	1,012,692
Tons carried one M..	467,191,003	2,501,304,639	2,034,114,636	436.03	92,596,129
Iowa:					
Miles of road.....	4,157	9,171	5,014	121.50	
Gross earnings.....	\$20,714,496	\$32,074,572	\$31,860,076	151.39	\$1,425,453
Net earnings.....	\$3,148,545	\$16,665,147	\$8,516,602	104.52	\$357,118
Tons carried.....	6,804,339	17,060,233	10,255,894	151.17	497,541
Tons carried one M..	1,514,633,462	2,622,789,092	1,108,155,630	73.23	50,391,163

It has been commonly understood that railroad extension bears some relation to the conditions of railroad business in any State. This would be expected to be especially true in a State where it is claimed that the business of the railroad was depressed and diminished by unfavorable legislation. As bearing upon this phase of the subject comparison is instituted between the railroad mileage of Iowa and Wisconsin.

TABLE XI.

Comparisons are given in this table showing the relative number of miles of railroads in Wisconsin and Iowa in 1878, 1890 and 1900.

	1878.	1890.	1900.
Mileage:			
Wisconsin.....	100	100	100
Iowa.....	148	154	118

Comparing the figures for Wisconsin and Iowa in Table X it appears that the actual increase in miles of road was the greater in Iowa. The largest actual gain in gross earnings was made in Iowa, but the net earnings and tons of freight carried are less than for the roads in Wisconsin. In the tons carried one mile, however, Iowa again leads. These are the essential

TABLE XII.

Showing for the Chicago & Northwestern Ry., in biennial periods, the number of miles, the average Gross Earnings, Expenses, and Net Earnings per mile in Wisconsin and Iowa.

Classification.	Wisconsin.		Iowa.	
	1899 1890	1899 1900	1899 1890	1899 1900
Chicago & Northwestern Ry.:				
Miles, average	946	1,632	1,300	1,163
Capital, average per mile	\$38,476	\$37,589	\$41,124	\$45,369
Gross earnings, average per mile	6,231	7,953	6,186	8,048
Expenses:				
Maintenance way, per mile.....	818	1,006	828	939
Maintenance equipment, per mile.....	614	919	650	870
Conducting transportation, per mile.....	2,194	2,637	2,254	2,645
General expense, per mile	323	347	336	142
Taxes, per mile	281	278	178	180
Total expenses, per mile	4,230	5,187	4,246	4,776
Net earnings per mile	2,001	2,766	1,940	3,272
Gross earnings per ton mile—cents	0.00994	0.00855	0.00853	0.00702

TABLE XIII.

Showing for the C., M. & St. P. Ry., for two biennial periods in Wisconsin and Iowa, the average Gross Earnings, Expenses and Net Earnings per mile.

Classification.	Wisconsin.		Iowa.	
	1898 1890	1899 1900	1890 1891	1899 1900
Chicago, Milwaukee & St. Paul Ry.:				
Miles	1,310	1,650	1,553	1,617
Capitalization, average per mile	\$38,502	\$34,807	\$33,977	\$32,771
Gross earnings, average per mile.....	5,311	7,610	4,755	6,034
Expenses:				
Maintenance way, average per mile.....	615	1,437	605	1,435
Maintenance equipment, average per mile.....	501	696	478	693
Cond. transportation, average per mile.....	1,586	2,062	1,605	2,207
General expense, average per mile.....	282	288	304	154
Taxes, average per mile	197	296	131	142
Total expenses, average per mile.....	3,181	4,779	3,123	4,631
Net earnings	2,130	2,831	1,632	1,403
Gross earnings per T. mile—cents.....	0.0108	.....	0.0109	.....

Table XII presents the figures for the Chicago & Northwestern railroad. This road, according to its own statement, is capitalized at \$38,000 per mile in Wisconsin and \$45,000 per mile in Iowa. The cause of this difference in capitalization in the

elements in railroad traffic, and since these show an increase over Wisconsin, where rates are not regulated, it would appear that the railroad business in Iowa is thriving under a commission.

Table XI strengthens this belief. It shows that Iowa compared with Wisconsin has fully held its own in point of mileage.

In earnings, when considered on a relative basis, Iowa shows some falling off. This was to be expected. Indeed, if the earnings had not been deemed excessive and unreasonably large, there would have been no demand in Iowa for a regulation of the rates by law. It was to prevent unduly large earnings that the commission was created. Iowa's ton per mile or density of traffic is still heavier than Wisconsin, but relatively shows a downward tendency, although this can hardly be said to be true of the last ten years. On the whole, the railroads in Iowa compare quite favorably with those of Wisconsin, regardless of the lower rates. This is a rather telling argument in favor of a commission.

In 1878 the roads in Wisconsin earned net six per cent. on a valuation of \$26,600 per mile; in 1900 they earned net six per cent. on a valuation of \$41,900 per mile.

In 1878 the net earnings in Iowa equalled six per cent. on \$32,600 per mile, while in 1900 they earned six per cent. on a valuation of \$30,600 per mile.

This is a reasonable rate of profit on a fair valuation. The computations are made on the company's own figures of earnings, and no one familiar with their methods of reporting will believe that they have placed their earnings higher than the actual figures.

It is a fair question to ask whether there is anything in the conditions of this State that warrants the roads charging higher rates than in Iowa. Did it cost more to build the roads in Wisconsin, or does it cost more to operate them here than in Iowa? Tables XII and XIII are submitted as bearing upon those questions. These two tables deal with the capitalization, earnings and expenses per mile as reported for Wisconsin and Iowa respectively by the Northwestern and St. Paul roads.

two States does not appear. The figures indicate, however, that the cost of construction was not much lower in Iowa than in Wisconsin. This statement is also borne out by the expenses of operation in the two States. In Wisconsin the average annual expense per mile for 1889-90 was \$4,230. For 1899-1900 the yearly average was \$5,187. These figures are high. They include more than the actual cost of doing the business. This company is annually charging new improvements to the cost of operation. This has been the practice for years, and its effect is to keep the apparent net earnings lower than the actual figures.

For the Chicago, Milwaukee & St. Paul Railway, the corresponding figures are shown above in Table XIII. This company is capitalized at a lower figure than the Chicago & Northwestern. Its earnings in both States are also lower, but the expense of operation is about the same for both roads. This company also follows the practice of covering up earnings in operating expenses. Just how much is concealed in this way cannot be said without a closer analysis of their figures than it has been possible to make, but it often amounts to several hundred dollars per mile.

From the conditions generally and from the expenses of other roads it is not likely that the actual cost of maintenance in the two States exceeds \$800 per mile for way, \$500 per mile for equipment, while \$1,900 per mile will undoubtedly cover the cost of conducting transportation. Upon this basis the net earnings would be represented by a much higher figure than that reported by the companies. For the St. Paul road also the operating expenses in the two States seems to be about the same.

As a whole it is possible that the cost of construction in Wisconsin would be slightly greater than in Iowa. This difference, however, if any, would not be large enough to appear in the capitalization. As for the actual cost of constructing these roads, nothing can be said. There is no reliable data to be had concerning it. It would seem that care has been taken that none should be exhibited to the public. It is a safe assertion, however, that it could not have amounted to much more than half of the capitalization.

Whenever the subject of increasing the taxes of the railroad companies is up for consideration, or any proposition is pending to regulate transportation charges, as a final argument the companies declare that they will be compelled to reduce the number of employes and the pay of those continued in the service. It has, however, not been found necessary in the State of Iowa to cut down either the number of employes or the

wages of those in the service, although both were threatened prior to the passage of the rate bill. On the contrary, the impetus which railroad traffic received under the operation of the commissioner's schedule required more trainmen and railroad operatives throughout the whole system of that State.

The number of men employed and the wages paid are not reported for 1880, but I am able to furnish them for 1890 and 1900 for both Iowa and Wisconsin. They are quite conclusive upon this subject, and show that the wages were in no wise affected by the reduction of the freight rates to a reasonable basis, and that the increase in the number of men employed continued relatively greater than in Wisconsin, where transportation charges were so much higher. No portion of the many millions collected by the railroads in Wisconsin in excessive freight charges ever found its way into the pockets of the Wisconsin employes. Their wages have stood on the same level as the wages of the men employed on the railroads in Iowa. This is proven by the statistics submitted.

TABLE XIV.

Classification.	1890.	1900.	Increase for 1900.	Average annual increase.
Wisconsin:				
No. of Employees.....	16,488	24,618	8,130	813
Amt. paid as Wages and Salaries.....	\$7,939,225	\$14,388,078	\$1,468,853	\$144,695
Iowa:				
No. of Employees	24,351	37,694	13,345	1,335
Amt., Wages and Salaries..	\$16,218,181	\$21,363,320	\$5,145,136	\$514,514

I am confident that the information which is now placed before you will be quite enough to secure prompt action at this session of the Legislature for the relief of producers and consumers alike. It is to be expected that representatives of the railway companies will urge delay, but it is to be remembered that delay costs your constituents millions of dollars every year. It will be no answer to say to the merchants and manufacturers of your districts that they are to continue paying from 28 to 49 per cent. more than the manufacturers and merchants of Iowa pay to the same railroad companies under exactly the same conditions; it will be no answer to make to the farmers in Wisconsin to say that on grain and sheep and hogs and cattle they are to continue paying from 19 to 37 per cent. more than the farmers of Illinois pay for shipping the same products of their

farms over the same lines of roads equal distances to market; it will be no answer to say to the consumers of hard and soft coal throughout Wisconsin who are paying 25 to 33 per cent. more freight charges on their coal than the consumers in Illinois are paying for transporting their coal the same number of miles over the same lines of roads—that this whole subject has been deferred for two years more because the railroad companies want more time. For ten years at nearly every session of this Legislature bills have been introduced, figures have been presented, facts have been placed before the Legislature and action urged for the relief of our people so unjustly and unwarrantedly discriminated against by the railroad companies.

Let it be plainly understood that nothing more is asked than the creation of a railway commission having the authority to investigate this matter fully and to deal with absolute justice as between railroad companies and the people of the State. Members of this Legislature should not be misled. The people of this State will not be misled into any belief that there is the remotest possibility of doing harm to the railroad interests of this State, or of imposing upon them any injustice whatever, much less any hardship. The establishment of a railway commission clothed with all the power which this Legislature can invest cannot fix transportation charges at a rate so low that the railroad companies would be deprived of a reasonable profit upon all of the capital which they have invested for the courts would at once set aside any rate fixed by a railway commission upon a showing by the railroad companies that the rate is unjust.

Legislative action at this session can harm no interest, do injury to no company, prejudice no business. Delay and postponement inflict upon the business interests, the manufacturers, the merchants, the farmers, the consumers of this State, an injury which can never be repaired. The millions of dollars in excessive charges taken from the people of Wisconsin by the railroad companies before another session of the Legislature will never be returned to the pockets of the people of Wisconsin. If the legislation recommended proposed to fix maximum transportation charges by law, it might be urged with great force that the facts herewith presented, showing the relative charges in Iowa, Illinois, and this State, furnish ample reason for such action upon the part of this Legislature. But no such legislation is recommended or contemplated. That which is now recommended is the appointment of a commission to secure further facts, if more are needed, give the railroads ample opportunity to present their case, and then render a decision establishing reasonable rates which shall at all times be subject to review by the courts.

There is nothing in such a proposal from which any railroad company should shrink, unless its case is one which will not bear full investigation and a fair and just determination. If they are charging the people of Wisconsin a reasonable rate upon transportation, they would welcome the establishment of a commission to review the facts and make its findings in accordance therewith.

The same policy which has been pursued with respect to the establishment of a Tax Commission has controlled the companies in resisting any investigation and regulation of transportation charges in this State. Whenever a bill has been pending to create a railway commission with powers to investigate and ascertain the exact facts with respect to transportation rates, such legislation has encountered all of the opposition which the railroads could organize for its defeat. They have been able to bring to the Legislature to aid in the defeat of such legislation an imposing lobby of shippers who are secretly receiving rates more favorable than their competitors in business, or, at least, are led to believe they are. In this connection it should be noted that no shipper upon any secret agreement can ever be certain that the rate which he supposes is the most advantageous rate is not higher than the secret rate which may be given to his competitors in business. And the favored shippers who have appeared from time to time before legislative committees, and who are sure to be summoned here again at this session, would receive a lower rate in the form of a public open rate afforded by a railway commission, than that which they now get under cover of secrecy and in violation of law. The legislation here proposed would put all business upon an equal footing. It would put an end to most reprehensible and inexcusable forms of favoritism, a system which is absolutely without defense or justification. It violates not only the simplest and best understood common-law obligations, but it unsettles business calculations, is against business principles. It builds up one man's fortune on the ruins of another. It is without legal or moral support anywhere and is a menace to private and public prosperity. All this has been admitted by a high official of one of the leading railroads of Wisconsin, who has said with respect to the oppression and injustice of secret rebates:

"There is not an official of any of the great railways of prominence and weight who will attempt to deny that the railway service has been honeycombed with secret preferential rates. That, to use an old popular phrase, makes the rich man richer and the poor man poorer."

The discrimination shown in the comparison of transporta-

tion charges with the State of Iowa discloses but partially the wrongs suffered by the people of Wisconsin from this unrestricted power exercised by the railway corporations. That investigation will reveal as great differences between different sections of this State and different individual and business concerns, as exists between Iowa and Wisconsin, there is not the slightest reason to doubt. Railroad discriminations are of three kinds. Those which pertain to individual shippers, those which pertain to different products, and those which pertain to different places. It has been proven over and over again in court and through legislative and other committees of investigation that the most arbitrary and unjustifiable practices pertaining to discrimination as well as to excessive charges prevail on the part of these common carriers. Many cities are built up and made important as shipping and manufacturing centers solely through favoritism in transportation charges. Many lines of production are given extraordinary advantages over others in the matter of rates. These differences are not based upon any natural law, but, as a rule, arise from the greater readiness with which producers can effect organization for securing favorable concessions from the railroads. Such advantages in rates are more easily within the reach of some than of other manufacturers, and are never secured upon agricultural products.

The same indefensible rule controls with respect to discriminations in favor of individuals. There are in Wisconsin today, as in every State in the union where the railroad companies are free to fix rates at will, large numbers of individual shippers and favored companies who secure special rates and thereby build up great fortunes at the expense and upon the failures of other rivals and competitors in business. No more potent cause exists today in the upbuilding of trusts and combinations than the tendency to centralize business in the hands of a few through favoritism bestowed by the railroads. These special concessions and rates to shippers do not appear in the freight bills, but are directly made through a system of rebates. The effect of this is well stated by a writer of high authority, himself a railroad president. I quote as follows:

"The city in whose favor discrimination is practiced becomes the 'big fish' and at once begins the process of 'swallowing' the trade and population of its unfortunate neighboring cities; and the individual tradesman who receives rebates quick cities; and the individual tradesman who receives rebates quickly devours those who do not. * * *

"To judge correctly of the effective discriminations requires the possession of certain commercial information. For example,

it should be known that when corn is worth twenty-five cents per bushel in the Chicago market, at the railway station west of the Missouri river it would be worth from twelve to fifteen cents, the difference between its value in the far west and in Chicago being made up of cost of transportation, the expense of buying and selling, and a profit for the middle man. A clean profit over all expenses of one half of a cent per bushel is a satisfactory profit to the middle man, and a guaranteed rate of transportation of even so small a sum as one quarter of a cent per bushel less than any other middle man can get, will give the man possessing it a monopoly of the business of handling corn in the district covered by the guarantee.

"So in the coal trade fifteen cents per ton is a satisfactory miner's profit, and a permanently guaranteed discrimination in his favor in rates of five cents per ton, would be sufficient in the hands of a competent man to create a monopoly and drive all other miners out of business.

"A like profit from the same source of five cents per barrel of flour would pay the shareholders in one of the great milling corporations at Minneapolis satisfactory dividends, and give it a monopoly if it cared to increase its plant sufficiently."

In these days of enormous business transactions the fraction of a per cent. is a sufficient advantage to create a monopoly. It matters not whether the per cent. be secured through freight discrimination or otherwise, the result is the same, and will continue to obtain so long as secret rebates are permitted.

As stated to the Senate and House of Representatives in the report of the Inter-State Commerce Commission for 1901, respecting the effect of secret rebates to the few large packing houses handling the meat products of the country:

"The effect is, however, to give these large packers an enormous advantage of their smaller competitors who are located at other intermediate points. Already these competitors have in the main ceased to exist. We find in these disclosures a pregnant illustration of the manner in which secret concessions are tending to build up great trusts and monopolies at the expense of the small independent operator."

The remedy for this evil cannot be found in State legislation alone, nor in independent congressional legislation, but it will come with that enlargement of the powers of the Inter-State Commerce Commission which will secure to them authority to regulate transportation rates with respect to inter-state commerce and the establishment of State commissions likewise empowered to regulate transportation charges with respect to State commerce.

The duty which confronts this Legislature respecting this phase of railroad legislation is two-fold: First, to enact a law creating a State railway commission with full authority to act in the premises, and second, to so advise the representatives of Wisconsin in the United States Senate and House of Representatives by memorial, and in such other way as may tend to impress them with this importance, that the business interests of Wisconsin demand that the oft-repeated appeal of the Inter-State Commerce Commission, supported as it has been by the messages of the President, for authority to regulate rates and prevent discriminations should be promptly given to the Inter-State Commerce Commission.

Upon the necessity of the establishment of a commission to protect the shippings interests of Wisconsin, there would seem to be no need of argument. The rates in themselves make the demand stronger than any form of words can express it. It must come, and it ought to be the care of those charged with the responsibility of making the law, that Wisconsin should not be compelled to travel over the same ground, by the same devious and circuitous route which the resisting railroad companies have compelled other States to take. We should in this, as in all other matters, secure the benefits and advantages accruing from the ripe experience of other States and step out abreast of those enjoying benefits derived from many years of experience. And if in any respect it is possible for us to improve upon the legislation of any State by combining the best factors, or improving upon the systems of all, it is our duty so to do.

By providing that the Commissioner of Railroads elected under the existing law shall be a member of a State Commission, and that at the expiration of his present term of office the elective member of the commission shall be elected for a term of six years, and by further providing that the two remaining members of the board shall be appointive officers, appointed by the Executive, subject to confirmation by the Senate, the terms of the two appointed commissioners to expire in two and four years respectively, and thereafter that their successors shall be appointed for terms of six years each, would give to the State a commission to fix rates, combining the elective and appointive features, in support of which the strongest reasons can be urged.

It would scarcely be possible for the law-making power of the State under a representative form of government to be more strongly obligated than is the law-making power of Wisconsin to write upon the statute books at this session of the Legislature the necessary laws to secure the payment of taxes in full due

from the railroad corporations of this State. The railroad companies have by their own opposition made legislation for the establishment of a commission to regulate transportation rates a necessary concomitant of tax legislation, and added to this, investigation of existing transportation charges in Wisconsin have disclosed conditions making the appointment of a commission to regulate railroad rates an imperative necessity in the interests of the whole Commonwealth. That these conditions have existed, as it cannot be doubted that they have, throughout many years but strengthens and makes more irresistible the demands for prompt action in accordance with the dictates of absolute justice and fair dealing as between these corporations and the people. It is not a case where some fat-witted genius may find a happy medium. It stands side by side with the people's cause for equal and just taxation, out in the open, clear as the sun at noon-day.

For many years with each recurring legislative session it has been the comforting assurance conveyed to the people of this Commonwealth that the relations existing between the people and the railroads were "pleasant" and "harmonious." It would indeed have been cause for congratulation had it been a fact that those relations were grounded upon conditions that were just to the people and the railroads alike. But if the people of Wisconsin are to pay a million dollars of railroad taxes annually in order to maintain pleasant relations with these companies, and if they are also to pay many millions of dollars a year in transportation charges more than other States pay for like service for the continuation of harmonious conditions agreeable to the railways, then it is high time that the people of Wisconsin see to it that instead of "pleasant" and "harmonious" relations of that character, there should be established sound business relations based upon business principles of exact justice to public-service corporations and the citizens as well.

We know from the experience in other States, we have learned the lesson in a way to remember here in Wisconsin, that these measures cannot be secured without encountering the most vigorous opposition from the railroad interests. It may be quite as well for us to be admonished at this time that opposition to the establishment of a commission to regulate transportation rates will not be limited to the corporation and their lobby agents before the Legislature. They will be able to summon to their support every shipper in Wisconsin who is, or who thinks he is, at this time receiving some special favor or concession from the railroads, or who has, or thinks he has, assurance which will give him exceptional rates and advantages over his rivals and

competitors in business for the future. The shippers will be able through organized effort to make their influence felt as a commanding one, but it is well for us to remember that we stand here representing the interests of all the people of Wisconsin, the thousands of merchants and manufacturers who are not receiving special rates and concessions, and the hundreds of thousands of producers and small shippers who are being grossly wronged in the millions of dollars exacted from them in excessive and exorbitant transportation charges, year after year. They are entitled to an equal chance with the merchants and manufacturers and farmers of adjoining States. I submit that it is our duty to secure this for them and to secure it now.

NOMINATIONS BY DIRECT VOTE OF THE PEOPLE.

Every established practice and custom which tends to impair in any degree the citizen's right of suffrage subverts the principles of representative government and undermines the foundations of democracy. Scarcely a score of years has passed since the sacredness of the ballot was made a prominent issue in national campaigns, and, doubtless as a result, there followed much of the legislation which effectively guards the casting and counting of the ballot in the general elections.

It is a plain proposition that the right of suffrage is much broader and more comprehensive than the mere physical act of casting the ballot without interference, and having it returned, as cast, without fraud. All of the guarantees of the Constitution, all of the acts of legislation, are designed to secure and record the will of the citizen; to make it certain that, untrammelled and uninterrupted, the influence of his judgment may be felt in matters pertaining to government. If this be the real substance of the right of suffrage, then it becomes an equally sacred obligation on the part of the law-making power to so safeguard every step and proceeding which constitutes any element of the right of suffrage that the citizen shall be protected with respect to it.

When the voter enters the election booth to exercise that right he finds prepared for him an official ballot upon which is printed the candidates of each party for the offices to be filled at that election. This is the first point at which the citizen comes in contact with the perfect system of laws governing general elections. From the moment he enters the booth until the ballot which he casts therein is counted and returned, he can find no cause for complaint.

But there are important proceedings, vitally essential to the

right of suffrage, which are foundational, not only to manhood suffrage, but to the whole structure of government itself. What transpires back of the moment when the voter receives his official ballot must be as strongly fortified and as sacredly guarded as that which follows in the consummation of this right after he receives the official ballot. In other words, the act of suffrage consists not only in the voting and counting of the ballot, but in every step and every proceeding which is in any way connected with or involved in the preparation of that ballot before it comes to the hand of the voter.

If by bad practices and bad laws all the proceedings which control in the making of the ballot to be voted are taken out of the hands of the voter, his right of suffrage is not only impaired, but he has been deprived of it. The voting of a ticket at the general election in the making of which he has had no voice, robs him of his voice in the election. He has simply been an instrument in the hands of those who prepared the ballot, in casting which he records not his will, but their will.

The preparation of the ballot and the placing thereon of the names of the candidates of the respective parties, is, therefore, not a matter of secondary, but a matter of primary importance to the exercise of the right of suffrage. It is a matter of supreme importance to the establishment of good government and to the protection of the basic principles of democracy.

The right of suffrage then may be divided into two separate and distinct transactions, each necessary as a complement to the other.

First, all of the proceedings, acts, and measures necessary to insure to each citizen the right to vote directly, under the sanction of a law which shall protect him from interference, in the selection of the men as the candidates of his party to be voted for at the general election.

Second, all of the proceedings so well provided for at the present time by statutes governing the general elections.

The first step in suffrage is exercised in the selection or nomination of the candidates of each party. The second step in suffrage is exercised in the election of the candidate to office. Any interference with the citizen in the exercise of his prerogative in either case is equally destructive to his right of suffrage.

It is no longer open to dispute that the nomination of candidates for office has in a very large measure passed out of the hands of the citizen. For many years it has been popular with certain theoretical writers upon the subject to place the responsibility for this entirely upon the citizen himself, and to charge him with dereliction of duty and want of interest in public

affairs, absorption in business interests and pursuit of fortune being assigned as primary causes of neglect of these elementary duties of citizenship. But it is fair to say that the citizen always has manifested the same willingness to participate in the affairs of government, to perform his duties in the elections, to serve in the rank and file of his party in the campaigns, that he has to defend his country in the field when the sterner duties of war summoned him in its defense. A close study of the history of caucuses and conventions will convince any unbiased mind, in search for truth, that the voter has been gradually eliminated as a factor, after long, patient trial, because the delegate system has utterly failed to represent him or to reflect his opinion in its results.

Through the succession of generations human nature is the same, and when De Tocqueville declared that "the most powerful, and perhaps the only, means of interesting men in the welfare of the country is to make them partakers in the government," he uttered a truth which applies quite as forcibly to the primary step in suffrage, as to the secondary step in suffrage,—to the nomination of candidates as to their election after nomination. And the interest and influence of the voter can be as well and as certainly secured in the one as in the other, if the same means are taken to guarantee to him the same certainty of result respecting the one as the other.

No man enjoys being made a puppet of, and to rally to the caucus only to have his effort defeated by a well organized and well disciplined minority, or, if delegates are chosen who seem to reflect the will of the majority in the caucus, to discover later that through the complicated system of delegating and re-delegating their authority, the nominations finally made are the result of the dickers and deals and combinations and commercial transactions which rule modern conventions. It would be strange, indeed, if the citizen should continue to be interested in the proceedings of a system productive of such results. Abolish the laws which now make elections an honest reflection of the will of the voter and introduce the same elements of uncertainty and fraud which are an inherent part of nominations through convention delegates, and the interest of the citizen in the general election would fail as certainly as it has failed in the preliminary.

It is not enough to say that the voter has his opportunity to attend upon the caucus and express his choice as to delegates. This is to offer the form of the thing for the substance. If the voter, time after time, casts his ballot and elects the delegates of his choice only to discover in the end that he has been in

some way betrayed, and the decision of the majority in fact reversed, it is inevitable that he should as a serious-minded citizen refuse further to participate in the farcical proceedings. It is this that has driven the majority of the voters from the caucus until it is only in times of profound public concern and intense public feeling that even a respectable minority of the voters are represented in the caucus and convention system. The largest attendance upon caucuses in the history of political contests in Wisconsin resulted in polling less than forty per cent. of those entitled to vote, and in many counties as much as ninety per cent. of the party vote failed to appear in the returns.

Public interests are certain to fare badly when there exist conditions, either as the result of legislation or for want of it, which eliminates from participation in government a majority of the citizens in a democracy. The evil consequences sure to follow from such a situation are two-fold, in the effect upon the citizen, and the effect upon the public official.

If the caucus and convention system operates to exclude a majority of the voters from taking part in making the nomination it abridges the right of suffrage, it weakens the voter's interest and affection for the State, it instills apprehension and suspicion with respect to that government which the citizen comes more and more to feel is not his government, and deprives the State of that loyalty and devotion which is nourished in unification of interests born out of the largest measure of direct personal participation possible in a representative democracy. This is but another way of saying that the basic principle of democracy is personal responsibility; that there can be no personal responsibility unless the voters are "partakers in the government."

Compelling the citizen to hand his sovereign right, to vote directly for the candidates of his choice, over to some caucus delegate, to be turned over to some convention delegate to barter for something for himself, impairs the voter's right of suffrage, and its evil effects in representative government are more strikingly manifest in the actions of the public official than of the private citizen.

The official well understands that his nomination through convention delegates invariably is secured without the consent of a majority of the voters of his party, or, indeed, without the consent of even a fair minority of his party. He well knows the value of the powerful influence of public-service corporations through the caucus and convention, and this knowledge bears strongly upon his official action. He reasons that under ordinary circumstances the unlimited use of money, the support

of purchasable newspapers, the maintenance of perfect organization, all attainable through the vast resources of such corporations, will, under ordinary circumstances, enable him to succeed in politics.

No man can have witnessed the protracted struggle in this State to secure legislation equalizing the burdens of taxation, no man can have witnessed the defeat of bills increasing the taxation of the railroads to more nearly their justly proportionate share, and escape the conviction that the present method of selecting candidates for office is radically defective. It cannot be seriously doubted that under a system of nominations by direct vote of the people, their influence upon the official could not fail to be very much more pronounced and direct. He would well understand that in order to secure their approval and support to continue him in public life, he must win that approval upon the merit of his record in their service. He would know that every vote cast, every act as a representative in aid of measures or opposed to measures affecting the public interest, would be canvassed and reviewed when he came to seek re-nomination; hence, his record as a public official would be made day by day with that sense of personal responsibility, arising from a knowledge of direct and certain accountability to the people, pointing the way he should go.

This is the one thing needful in a republican form of government, and the one thing which cannot be dispensed with in any of the affairs of life where one man performs services for another. No trust would be safe, unless the trustee knew that he would be required to render an account of his stewardship to one having authority to terminate it. In no other trust positions are the opportunities for evading responsibility so many or the temptations for betrayal so great and the likelihood of confusing and befogging the issue so favorable as in the public service. Hence it is imperative that the trustee be required to account directly to those whom he represents in the discharge of his trust.

This is the fatal defect in the caucus and convention system of selecting candidates to be elected to office. Even if men chosen as delegates in the caucuses and conventions were never guilty of a wilful and corrupt betrayal of trust, if bargains and deals and bribery could be eliminated, nevertheless the entire plan should be abolished because it removes the nomination too far from the voter, the trustee too far from him for whom he bears the trust, the agent too far from the principal. Every transfer of delegated power weakens authority and diminishes responsibility until the candidate nominated represents

nothing that the voter wanted, feels under no obligation to the voter for his nomination, nor is he directly accountable to him for his acts as a public official.

The momentous importance of discarding the delegate system and securing the personal responsibility of the official to the citizen is rapidly coming to be accepted through the country. Already legislation recognizing the principle of nominating by direct vote of the people has been applied in making nominations in a dozen different States, while the Legislatures of twenty-two others have taken hold of the subject in an earnest way within the last two years. The demand for direct nominations was recognized in the platforms of both political parties in several States in the recent campaign, and the progressive movement is commanding strong support throughout the country.

To secure a more direct expression of the will of the people in all things pertaining to the people's government is the dominating thought in American politics today. The citizen will no longer surrender to delegate, agent, or substitute, any political control which he may properly exercise for himself. He understands that in some matters pertaining to government he must be represented by a public servant. The citizen is resolved to participate directly wherever he can, and in all matters where he must be represented by another, to bring that representative as near to him as possible. The fundamental principle upon which this government was established can no longer be subverted. No more striking manifestation of this could be found than in the current volume of the Congressional Record. For the first time in history the House of Representatives passed, without one dissenting vote, and sent to the Senate a resolution for the election of United States Senators by direct vote. The spirit of democracy is abroad in the land. Government is to be brought back to the people.

The nomination of all candidates by direct vote under the Australian ballot should appeal to the patriotism of all legislators and lift them above partisan and personal prejudice, in a united effort to give the people of Wisconsin a system of electing public officials truly representative of public interests; in restoring to the people in full measure this principle of pure democratic government. This is required particularly of republicans, by every obligation which can be made binding upon the honor of the representatives of any political party in the public service.

Since the adoption of the Federal Constitution, government in this country has been through the agency of some political party. Political parties are not organized or maintained upon

the personality or strength of individuals, but around certain deep-seated ideas which lay hold of the convictions of men. These ideas when formulated and proclaimed become the party's declaration of principles, its promise to perform. This declaration of principles, this promise to perform, is of the highest importance to each citizen. When so proclaimed it enables him to determine his party affiliation. He well understands that one political party or another will control government, will make and administer the laws. Hence, he gives his support to that party which promises to do the specific things that he regards of the highest importance to the State and to the welfare of every citizen. The party promise, therefore, is a covenant with the voter upon which he has staked his faith and his interests. He has given his support, he has invested the party with his authority, he has made it possible for the party to control in government. Upon its promise and his support the party has become the custodian of his political rights as a citizen, of his property right as a man.

But the party obligation goes still further. The obligation of the party is made the more binding because it has sought out the citizen, urged acceptance of its pledges, pressed them upon his consideration, proclaimed again and again its purpose to keep them in letter and spirit. It has made the citizen its solicitor and secured his good offices to repeat its promises, proclaim its principles, and enlist in its ranks his neighbors and friends. Having received his vote, his influence, his devotion, the party is bound to keep its pledged word. This is its title to confidence. This measures its value as a power for good in representative government.

The party itself will not fail. Men in masses are not drawn together in support of principles which endure the strain of protracted contest without fixed convictions. The party is the aggregation of citizens bound together by an agreement of opinion respecting the declared principles of the party. They are for maintaining the principles and keeping faith with one another. Fixed convictions are the foundations of good faith. The party honor is safe with the party. It will not betray itself.

But the party must select men as its medium of expression in government from the members of its organization and make them public officials to execute the will of the majority. Upon the public official then there falls the full weight of this double obligation. He represents the individual citizen in person. He is the custodian of the party honor. He cannot play fast and loose with clearly understood personal and party obligations and

maintain a semblance of official integrity. He has no more moral right to quibble and evade, to say that he will perform a part and repudiate some of the specific promises of the party, than he would have to use in part trust funds committed to his keeping. If this be counted too exact a standard of public duty today, be sure that it will not be so regarded tomorrow. The citizen is being rapidly schooled by experience throughout the entire country, and is fast acquiring definite ideas of the right relation of the political party to government, of the citizen to his political party, and the duty of the public official to the citizen, to his party, and to the State.

If government in Wisconsin is representative, then the people of the State have pointed the way for us with reference to the enactment of a law for the nomination of all candidates by direct vote, as well as the enactment of law that shall equalize the burdens of taxation. No question has been more thoroughly presented and more intelligently passed upon in any form of government. For years it had been discussed from the platform and in the press of the State until it became thoroughly well understood in every community and every household. It was made the subject of emphatic declarations in the platforms of both parties in this State as early as 1898, the Democratic convention declaring in unequivocal terms for the nomination of all candidates by direct vote; the Republican convention declaring for legislation which should give the citizen a more direct expression of his will in the nomination of candidates for office.

Not a vote, however, was cast in the Legislature of 1899 for the enactment of a law giving the people the opportunity to select their candidates by direct vote.

The discussion of this subject, so deeply interesting to the voters of Wisconsin, continued, and the convention of the majority party in 1900 unanimously adopted a platform declaring for the nomination of all candidates by direct vote upon the same day under the Australian ballot. Professing a want of confidence in the reliability of the declarations made in a convention, expressing doubt whether such a declaration registered the actual will of the voters represented in the convention, fearful lest the demand as recorded was in fact only a recommendation, and the recommendation in truth the result of misunderstanding, it was deemed justifiable to refer the entire subject again to the people of the State and once more ask them to proclaim their will.

Since then every phase of the question has been under consideration, every objection has been urged with all the force and insistence which perfect organization and unlimited resource

could furnish through newspapers, pamphlets, letters, and personal appeals, and yet the voters of the majority party, speaking their will through the only medium provided, declared by platform resolutions their demand for the nomination of all their candidates by direct vote, and ratified that demand by overwhelming majorities in the late election. Imperfect though the caucus and convention be as a medium for registering the wishes of the voter, we come to the determination of this question with no opportunity to put aside the responsibility placed upon us by the unmistakable commands of those who have commissioned us to represent them in public office. Upon every phase of the question concerning which the people have spoken, if we recognize the principle upon which our government is founded, we have no discretion. With respect to every question not passed upon by the people we are authorized to exercise our best judgment in representing their interests. But when it has been proclaimed and proclaimed again, so that there can be no possibility of doubt respecting their desire, to ignore it, or to refuse to execute the expressed will of the majority legally recorded, is to violate and trample under foot every principle of government which makes the perpetuity of representative democracy at all possible.

I submit, therefore, that it is not for us to determine what shall be the scope of a law to nominate candidates by direct vote. This has been settled by the people of Wisconsin, to whom the matter has been referred and referred again. They have determined that "all candidates for State, Legislative, Congressional, and County officers shall be nominated at a primary election upon the same day by direct vote under the Australian ballot."

The voters of Wisconsin are an intelligent, thoughtful body of men. They are entirely capable of passing upon the question and deciding for themselves whether they desire the nomination of all or only a part of their candidates by direct vote without the intervention or interference of any delegates or conventions. They understand that if there is any reason for their taking charge of the nomination of their own candidates for office, that those reasons apply equally well to their taking charge of the nomination of all their candidates for office. They understand that this is particularly true of those candidates which have to do with the making of the laws and with the execution and administration of those laws when made. They realize that under our system the point where government fails is always the point of attack where interests are conflicting.

The overbalancing control which the public-service corporation is exerting in government to-day does not affect in any

marked degree the performance of official duty on the part of county officers. And it will reform no abuse in legislation, insure no better execution of the laws by those charged with their execution and administration, to provide for the nomination of county officers by direct vote; but the influence and power of such corporations is dangerously manifest in the making and execution of the laws, and in the defeat of legislation affecting the interests of the State and the individual citizen as well.

Out of these existing and well recognized conditions has grown the conviction, gaining in strength year by year with the people of Wisconsin, that the nominations of Senators and Assemblymen, of State officers and Members of Congress, by direct vote will insure a government where the interests of the corporations and the citizens will stand upon a footing of absolute equality.

If in the face of the demand which has come from the people of this State again and again for a law that shall provide for the nomination of all candidates by direct vote, there is to be opposition, it will come from these great corporate interests. Whatever form it may take, in whatever guise it comes, whatever strength it may manifest, behind it will be the public-service corporations of this State. Realizing that the time is past when this legislation can be wholly defeated, their effort may be directed to limit, in so far as may be, the application and scope of the legislation, impair the efficiency of the law as passed, and preserve as much of the present system of making nominations through delegates as possible. Their interests are best subserved through the caucus and convention, and it has become an important function of their political departments to control nominations through caucus and convention delegates, thus securing men who will when elected serve them without question. Hence, effort may be made to carry some portion of the present bad nominating system past the present session of the Legislature in the hope that so much of it as survives this biennial term may be indefinitely perpetuated in the State.

The suggestion of such a proposition to a Legislature, under such specific instructions respecting a measure, serves to illustrate how lightly those who make it regard the obligation of the public official, when nominated by caucus and convention delegates, with respect to the wishes of his constituents, or the promises upon which he was elected to serve them. If such an attempt were to succeed, it could only intensify the feeling and strengthen the purpose of the people of this commonwealth to sweep from the statutes the last vestige of caucus and convention legislation through which men can secure office only to re-

pu diate their political obligations and betray those who trusted them.

If such a course should be urged upon this Legislature, it will be for some measure that will leave the Executive office of the State where it may be within possible control of selfish private interests through the delegate system of making nominations. The other State officers doubtless would be joined with the Executive in such a proposition, but it would be merely as a make-weight. Whatever the purpose assigned, domination in the Executive office would be the real underlying object. Legislation recently enacted in this State, and questions of great public moment already pending, vastly increase the powers and responsibilities of the Executive. This office will be the point of vantage in settling many of the important questions of taxation and the regulation of railroad rates during the next few years in Wisconsin. Through the Executive office appointments upon the Tax Commission will be made from time to time, as terms expire and vacancies occur. With the creation of a State Board of Assessment to fix the value of the property of railroads and other public-service corporations, the selection of its members will be made through the Executive office, in whole or in part. Through this office will be appointed, in part at least, members of that supremely important commission to regulate transportation rates upon the railroads of Wisconsin, which, I trust, the Legislature will provide for before it adjourns.

It becomes at once apparent, therefore, that the office of Governor is one in the filling of which special interests, and especially the railroads, will more and more desire to exercise an influence as the years go by. How effectually they can, in any ordinary contest for the gubernatorial nomination, accomplish this, through the manipulation of convention delegates, when they have many million dollars annually at stake, requires no argument to maintain. How utterly impossible for them to dictate nominations when made by direct vote of all the people under the Australian ballot is demonstrated in the utter failure to control elections by the use of money since the adoption of the Australian ballot system of voting.

It thus becomes manifest that the Executive should be nominated by direct vote of the people. To limit the application of the primary election law to the nomination of members of the Legislature would be to furnish the people a lopsided and unbalanced system. It would nearly always be possible for the Executive, nominated by a system independent of the will of the voters, to stop in the Executive office any measure enacted by the representatives of the people. And it may as well be

understood now that the question of taxation and the question of the regulation of transportation rates, involving, as it does, the maintenance of commissions appointed by the Executive, entrusted with all the power under the law; that to place the office of Governor, through a nominating system, where corporate wealth and power may turn the balance, would jeopardize or set at naught the will of the majority on every question and on every issue.

To enact the will of the people into statutory law requires the majority action of Senate and Assembly and the approval of the Governor. What, then, will it avail if in order to insure better government for the people they are accorded direct control of the selection of their candidates in the Legislature by direct vote for their nomination, and are compelled to leave the nomination of the Chief Executive of the State to a system in which the influence of the public-service corporation is known to be most potent?

The same principle should be applied in Congressional nominations. Members of Congress directly represent the people upon questions of supreme interest to them. The people should have the right to vote directly for or against them in making nominations. Upon trusts, tariff revision, a thorough regulation of inter-state commerce by the Inter-State Commerce Commission, and many other questions, the public judgment throughout the country is taking very definite form. Under a system of direct nominations, including Members of Congress, national legislation in the popular branch of Congress will more nearly reflect the enlightened judgment of the citizenship of this country.

These observations respecting the offices to be embraced in a primary election law are submitted as sufficient in reason for the complete and thorough-going measure which it is assumed by the people of our commonwealth you will enact in good faith. They are submitted more particularly in anticipation of efforts that will be made by the representatives of the public-service corporations again to defeat such legislation, or, failing in that, to except from its provisions such officials as shall in the end cause its purposes wholly to miscarry. Opposition to legislation takes many forms. When defeated upon the main proposition, it is almost certain to attempt to destroy the practical application of the principle, or to narrow its limitations, discredit its operation, and insure its repeal as a failure. But the representatives of any interests who would subvert the sovereign and expressed will of the people of this State for the nomination of all candidates by direct vote must wholly fail. However vigorous and

sincere has been the opposition of members of the Legislature heretofore, it is one of the leading attributes of American character, as well as one of the fundamental principles of American institutions, to accept the will of the majority when fairly and plainly expressed.

Out of the experience of the last two years there has come to all men higher ideals in public life, more clearly defined official obligation, and the promise of a better public service. Nothing of official dignity has been lost. The representative, concerning all matters upon which the citizen has not acted and the party has not definitely instructed him, will exercise his independent judgment in the discharge of his public duty. But he will show an increased regard for the will of the people and for the pledges of his party that shall invest his office with added respect and increased honor. So, too, shall political parties be strengthened in the confidence of the people and protect and fortify the principles of representative government.

The scope of a primary election law having been determined by the people, it becomes one of the most important duties which will devolve upon the Legislature so to formulate the promised measure as to carry out in letter and spirit the expressed will of those who have chosen you to represent them. This I am confident you will perform in the utmost good faith, with a determination to place upon the statutes the best law for the nomination of all candidates by direct vote which it is possible to write.

Whatever may have been the attitude of any member respecting this legislation, whatever misgivings he may have entertained touching the wisdom of the substitution of the direct system of making nominations for the delegate method, he may now feel that he is relieved from all responsibility upon that question. This proposed legislation comes to you from the hands of the people, the sovereign authority of this Commonwealth, after repeated adoption, approval, and ratification, with all the sanction in effect which a specific referendum could carry with it.

We are therefore in a fortunate position with respect to all past differences of opinion upon this subject, and can now join in discharging the solemn obligations of a public trust more clearly defined than ever before in the legislative history of this State. We can unite in an effort to give the people of Wisconsin the most perfect statute which can be framed in accordance with the instructions received from them.

COMBINATIONS IN RESTRAINT OF TRADE.

The growth in number as well as in magnitude of combinations to enhance profits through creation of monopoly, or by restraint of legitimate trade, has become recognized throughout the country as one of the chief dangers to the rights of the individual, as well as a constant menace to the general prosperity of the Commonwealth. Conditions originating in the strike by anthracite coal miners and plainly maintained by combinations which control coal mine owners, transportation companies, and coal dealers, merely emphasize and make apparent to every mind the necessity of a remedy for these evils. That the right to control organizations and powers of its own creation is inherent to government admits of no question. How to exercise this right without the adoption of revolutionary methods and a disregard of rights of individuals and property heretofore considered sacred and protected by constitutional law, is the question pressing for answer. To assume that a remedy cannot be provided in legal form and manner is to admit the failure of government in its most important functions. To assert that laws have been framed adequate fully to meet the emergency, either by National or State legislation, is to assail the most apparent indisputable facts with sheer presumption.

Yet much has been accomplished to limit the encroachment by these great combinations of capital and power, through both Federal and State laws, without injury to any legitimate enterprise or interest. Without doubt much more will be accomplished as the subtle methods and influences employed become more generally and better understood, and united intelligent efforts are applied to the correction of the abuses practiced. Meanwhile, there can be no difference of opinion among honest men respecting the duty of legislators and public officials to enlist every power and to exercise every right under the Constitution to secure the largest possible measure of relief from the dangers presented and threatened.

The so-called anti-trust law of Wisconsin is an act without force or effect under existing conditions. It applies only to corporations organized in Wisconsin. There are no trusts of the first class native to this State. Yet few States perhaps suffer more directly through the influences of these artificial monopolies of trade than our own. The State law gives us absolutely no protection against corporations organized outside the State, yet depending for their profits upon tribute exacted from the people of this and other States by disregard or abuse of the common rights of our citizens under the common law.

In my judgment the coal famine now existing throughout this State presents a subject calling for prompt legislative inquiry with full exercise of the large powers granted to legislative committees. Such inquiry should be conducted with a view to ascertaining what, if any, combinations within this State, or agencies of combinations organized outside the State, compel thousands of our citizens to suffer from lack of fuel, which is furnished in abundance to other citizens although at prices unreasonable and unwarranted under natural trade conditions, even after making full allowance for necessary shortage in coal on account of the miners' strike last year. If the citizens of this State are being victimized, by conspiracies of men within as well as without the State, I believe that the powers of the State are ample to enact and enforce laws to prevent repetition of the offenses in future, even if those who are guilty cannot be punished under existing laws for present wrong-doing.

I renew the recommendation made to the Legislature two years ago for an entire revision of the laws relating to this subject, and the enactment of such laws as shall promise most efficient remedy for the existing evils without hampering legitimate individual enterprise, or taking from capital reasonable returns to which it is fairly entitled when invested in business. In consideration of the experience and examples afforded by legislation on this subject in other States, I desire to emphasize for your attention the importance of providing most specifically the form and manner for enforcement of such laws as you may enact for the prevention of illegal combinations within the State, to restrain the operations in this State by such combinations organized elsewhere, and for the punishment of violators of such laws. An examination of legislation of this character in the several States affords evidence that prohibitory laws are most abundant, but that the most of them are found lacking and inefficient through failure to provide means for their enforcement, or to prescribe suitable penalties for their violation.

EDUCATION.

Two years ago the attention of the Legislature was urged to consideration of the pressing need of reorganization of the work of district schools. It cannot be complained that the State has been negligent in the matter of financial aid to the common schools, but the official statistics of school attendance reveal the necessity of something more than money expenditure if the district school is to retain a degree of usefulness at all commensurate with its cost. Figures taken from the reports in the de-

partment of the State Superintendent show that during the last six years with a steady, almost uniform, increase in the number of persons of school age in the State, there has been in the same period an equally steady decrease in the percentage or proportionate number of such persons enrolled in the public schools, without corresponding increase in the number of persons of school age attending private schools. The same statistics show that nearly one-half of the total number were enrolled in the country, village and small city schools, while the average daily attendance approximates less than sixty per cent. of the enrollment. The attendance in many of the villages and small cities is comparatively high, and the inevitable conclusion is that the average daily attendance in the country schools is probably not more than fifty per cent. of the total enrollment. The teaching force, accommodations, and equipment provided, were ample for a full attendance every day. Wholly disregarding the evil effect of such absences upon teachers and fellow pupils in a progressive school, the mere financial loss is worthy your most careful consideration. When approximately four million dollars is expended for school purposes throughout the State, outside the cities under city superintendents, a clear waste of nearly forty per cent. of that expenditure through absence of pupils, who by right and by law should be in school, is not a matter to be neglected. It is pointed out by educators that this sum would much more than provide for comfortable transportation of all children in country districts to well built, well graded and well taught central schools. The Legislature of 1901 enacted a law to provide for transportation of pupils in rural districts, and I commend to your attention the need of effort to improve these laws and make them more effective in promoting the excellent work for which they were originally designed. The certain result will be larger attendance at the common schools with less expense to the Commonwealth.

This is a practical age. The demand is for the things most needful. Make the training in the district school of so great practical value that it will enforce itself. Teach some things that will have daily application to the life upon the farm. Add elementary training in agriculture and domestic science. Compel the teaching of these practical, valuable branches and you will have a self-enforcing compulsory law respecting attendance. This suggestion was made in the message two years ago. It is urged at this time upon your favorable consideration.

There are now six county training schools for teachers supported in part by the State, doing excellent work in better qualifying teachers for country schools. It is suggested that pro-

vision may be wisely made for at least four more such schools. In pursuance of an act passed two years ago, two county agricultural schools have been established and their work is highly approved by those most competent to judge of its character. The cost of each of these schools to the State is limited to one-half of the total expenditure and in no case can exceed \$1,250. The material benefits to be derived from practical education in agriculture by those who will engage in agricultural pursuits, and who, as a rule, will have neither means nor time in later years for higher education in this branch of knowledge, needs not to be estimated to be appreciated.

The State Normal Schools.

From the biennial report of the Board of Regents you will be able to obtain a comprehensive understanding of the more urgent needs for the maintenance and betterment of this important branch of educational work as ascertained by those having supervision of its conduct in detail.

Naturally some additional appropriations will be asked to keep these schools in line with progressive development. There is no dissenting opinion respecting the permanent value to the schools of the State from the work of the Normal Schools. Within recent years the courses of study have resulted in a nearly uniform system of teaching, and all are equal in rank, in the estimation of educators, as regards character and proficiency. While appropriation may be asked to provide additional Normal School accommodations, I am not at the present time in possession of such definite information as to submit any recommendation in respect thereto. It is doubtless true that some of the Normal Schools are overcrowded; also it is true that there has been a material falling off in attendance in some of them within recent years. The State cannot reasonably be called upon to provide special educational training of this character to meet merely local demands or conditions. Careful investigation and more specific information than the Executive now possesses may serve to convince you that reasonable requirements call for additions, which doubtless will be asked, for the schools at Milwaukee and Platteville, but it is suggested that increased capacity in some of the other schools in the past may be traced to rivalries between schools, communities and even individuals, rather than to immediate practical needs.

Additional departments in some of the schools, already established and plainly required in their work, will add about \$10,000 per annum to the cost of maintaining Normal Schools.

The greatly increased price in cost of fuel and other items of ordinary expenditure make it certain that not less than \$15,000 per year will have to be added to the fixed income of the Normal Schools, essential to their proper conduct and progress as now organized.

No measure of expense imperatively required to provide the schools of Wisconsin with efficient teachers can be counted as extravagance, but it will be well to bear in mind that appropriations for new buildings must be followed by other appropriations for equipment and maintenance, and it seems proper to anticipate that the work of the Normal Schools already established will be early re-enforced by the county training schools for teachers, which have proven satisfactory where tried, and which apparently are growing in popular favor.

University of Wisconsin.

From the biennial report of the Regents of the University, exact knowledge of the detailed affairs of that institution may be acquired. From the statistical information submitted it will be seen that the increased cost of maintenance and extension is easily, and in most gratifying manner, accounted for by the almost marvelous growth in attendance and the great advancement in the character and work of the institution. Only ten years ago the total number of students in the University reached one thousand for the first time. Within the last five years the total enrollment passed the two thousand mark,—in 1901-2 it reached two thousand seven hundred and seventy-seven (2,777), and during the current school year it is anticipated that more than three thousand young men and women will be listed in the University catalogue.

It is not an idle boast of immediate beneficiaries from University expenditures, but the conservative estimate of practical business men, which credits to single departments of University work greater returns in material development and added wealth within the State than the aggregate cost to the State of the entire University. Indeed, much of the large expenditure required in recent years has been necessary to meet the demands imposed for higher education in those branches of scientific knowledge being applied to the rapidly changing conditions of the business world. The College of Engineering and the School of Commerce are supplying students with that training for the mines, the factories and the counting houses which the College of Agriculture has so successfully furnished in the evolution of "farming" in Wisconsin. Whether viewed as an ethical force

or as a business investment the results of University work more than justify the cost.

The requirements of the University which will be most strongly urged for your consideration are those to meet the demands from growth in the student body, rather than for new extensions in the scope of training. Increase in the appropriation for general expenses, made necessary by this natural growth, will be asked to the amount of \$36,000, and for needed additional apparatus and equipment for the various departments approximately as much more, with an urgent demand for at least \$15,000 a year during several years for much needed and long needed additions to the working libraries of the University.

The University authorities, recognizing the many demands upon the legislature for appropriations and the limitations upon the revenues of the State, have hesitated whether to ask for the stated separate sums specifically **all at one time**, or to request the Legislature to continue for a period of three years the annual tax of \$100,000 provided for the Historical Library building, which terminates in 1903, the amount thus secured each year to go to the University for the purposes specified, after the remaining balance for the State Historical Library shall have been paid. Of course a continuing appropriation extending over a period of years would be less burdensome than a direct appropriation of the whole amount to be drawn from the Treasury in one tax period.

There is no doubt in my mind that you will be convinced of the necessity for providing a very considerable portion of the sums asked for. Whether it shall be raised during one year or within four years is a question I regard worthy your consideration. It is in contemplation of all such legitimate and proper increases in expenditures,—inevitable as the growth of the State itself,—that there is laid upon us the added obligation to see to it that it be not made still further to enlarge the already unequal tax-burden borne by our people.

CHARITABLE AND PENAL INSTITUTIONS.

The State Board of Control, having supervision and care of the various charitable, penal, and reformatory institutions, in their biennial report describe the condition of these institutions upon the whole to be quite satisfactory, and many of them eminently so. With respect to this general conclusion I believe that the report of the legislative visiting committee will agree. The following table giving comparative statement of the average

population and the per capita cost per week in each of the several institutions for a period of ten years last past, was compiled by the Secretary of the Board of Control at my request:

	Average popula- tion.	State Hospital for Insane. Per capita cost per week.	Average popula- tion.	Northern Hospital for Insane. Per capita cost per week.	Average popula- tion.	School for Deaf, Per capita cost per week.	Average popula- tion.	School for Blind, Per capita cost per week.	Average popula- tion.	Indust. School for Boys. Per capita cost per week.	Average popula- tion.	State Prison. Per capita cost per week.	Average popula- tion.	State Public School. Per capita cost per week.	Average popula- tion.	Home for Feeble Minded. Per capita cost per week.	Average popula- tion.	State Reforma- tory. Per capita cost per week.
1893.	528	\$ 3 71	630	\$ 3 70	174	\$ 4 43	91	\$ 6 51	323	\$ 3 55	537	\$ 2 42	907	\$ 3 77				
1894.	519	4 02	624	3 73	183	4 03	109	4 97	345	3 56	609	2 48	233	3 41				
1895.	450	5 63	622	4 56	189	4 03	101	5 62	369	3 82	623	3 17	270	3 06				
1896.	397	5 01	556	4 07	180	4 25	101	7 02	343	3 55	606	2 69	237	3 74				
1897.	403	5 38	539	4 75	199	6 43	80	7 94	346	3 54	601	2 89	262	3 51				
1898.	410	5 13	548	5 09	143	6 09	82	7 25	307	5 75	649	2 91	196	4 63	42	\$ 0 08		
1899.	397	5 13	556	4 18	195	4 72	169	5 62	301	4 16	591	3 01	163	4 57	284	3 77		
1900.	465	4 79	598	3 88	175	4 15	105	5 71	324	3 62	552	3 13	159	4 94	387	3 10		
1901.	403	5 28	599	4 24	197	4 04	107	6 14	320	4 19	511	3 34	144	5 47	457	3 17		
*1902.	413	5 40	599	4 51	202	4 89	111	6 08	339	4 39	562	3 28	147	5 78	484	3 59	128	\$ 5 33
																	149	5 16

* Is a nine months period, from Oct. 1, 1901, to June 30, 1902.

This exhibit is gratifying with regard both to economy of management and to the comparatively small increase in the number requiring State care in these institutions. Of course the increase in the number of insane within the State is not accurately shown here because of the system of transferring care of this class of unfortunates to county asylums. The total number of patients in county asylums is 3,684 and the number cared for in the Milwaukee Hospital for Insane is 527, making an aggregate of 5,219 patients in the several insane asylums of the State on December 1, 1902. The decrease in the number of inmates of the State Prison must be accounted for by the establishment of the State Reformatory and transfer of first term offenders to that institution.

Notwithstanding the most economical purchase of supplies upon competitive bids, open to all, there has been necessarily a material increase in the cost of provision for the inmates of all State institutions, due to the advance in prices of nearly all commodities. This fact must be considered in fixing appropriations for the ensuing two years. For extraordinary appropriations to meet special purposes for the coming two years, the Board of Control has submitted the following estimates:

State Hospital for the Insane:

1. For congregate dining room	\$20,000
2. For electric light plant	15,000
3. For bath rooms for both sexes	10,000
4. For sewage system	10,000
5. For two new boilers	4,000
6. For refrigerator	2,000
7. For pipe coverings	1,000
8. For other repairs and renewals	1,000

Northern Hospital for the Insane:

1. For hospital for criminal insane, etc.	\$100,000
2. For completing filter system	8,000
3. For new sewage system	4,000
4. For two new boilers	4,000
5. For duplicate pump	650

School for the Deaf:

1. For new hospital	\$6,000
2. For renewals and repairs	1,000
3. For printing press	800

School for the Blind:

1. For duplicate lighting plant	\$2,500
2. For green-house	300

Industrial School for Boys:

1. For new hospital	\$7,500
2. For repairing tunnel and for pipe covering	2,500
3. For improving heating system	1,500
4. For general repairs and renewals	1,000

State Prison:

1. For covering steam pipes	\$1,000
2. For new smoke-stack	1,000
3. For new boiler-house	1,000
4. For steel ceiling, hard-wood floors, etc., in kitchen and new dining-room and other repairs	1,000
5. For a library	500
6. For changing officers' rooms	500
7. For repairing	500
8. For new horse-barn	500

State Public School:

1. For horse-barn	\$500
2. For general repairs	500
3. For green-house	300

Home for Feeble-Minded:

1. To furnish and equip new buildings recently erected	\$15,000
2. To complete new buildings	10,000
3. For general repairs	2,000
4. For new boiler	1,800
5. For new smoke-stack	1,000

Wisconsin State Reformatory:

No special appropriation is asked for this institution.

A general appropriation of \$15,000 is asked for the purpose of insuring all the buildings of the foregoing-named institutions, which insurance is for three years, and the insurance has to be taken out in May, 1904.

Admitting the desirability of all of these suggested improvements I am of the opinion that some of them, notably the Hospital for Criminal Insane, may be postponed without serious injury to the public interests or to the material welfare of any great number of persons, and that some other expenditures, more particularly those relating to heating and sewage systems, should not be made excepting upon plans prepared by some expert engineer and under his direct supervision. I am led to this conclusion by information which convinces me that the best results with respect both to efficient service and economy of public ex-

penditure will be obtained in this way and that a considerable loss to the State has been caused in times past in some of these institutions by permitting men unskilled in the science of engineering to direct the installation of such improvements.

I heartily concur in the opinion of the Board of Control relating to the imperative need of the improvements and additions in the equipment for both the State Hospital for the Insane at Mendota and at the Northern Hospital at Winnebago; also in respect to the minor improvements asked for the schools for the deaf, for the blind, and for dependent children. From special investigations of conditions at the State Prison and at the Industrial School for Boys, made under authority of law for the information of the Governor, I am convinced that the improvements suggested there are needed, but that the estimates of expenditures required are wholly inadequate and that the proposed repairs are insufficient for the present most urgent requirements. There is reason to believe that necessary improvements at the State Hospital for the Insane also will involve an expense largely in excess of the estimates furnished if the work is thoroughly completed, as it should be, with the best modern appliances. In addition to the betterments noted, I recommend that the Board of Control be authorized to provide the State institutions with better protection against fire, and the inmates of such institutions with better means of escape from the buildings in case of fire. Some of the older institutions, constructed in large part of inflammable material, are provided with only primitive appliances for extinguishing fire, with no one especially trained to use even such appliances, and are without sufficient means of egress from the building to permit of the rescue of the helpless inmates in case of fire.

The subject of prison labor continues to present an unsolved problem. The contract under which the labor of the prisoners at Waupun was employed expired December 31, 1902. The Board of Control, in view of the apparent conflict between public sentiment and public interest, has deferred action in the matter of new contracts, pending some determination of policy with legislative authority. It is essential for their own welfare that prisoners shall be employed. It is equally important that they be employed in some line of industry which will equip them to earn a livelihood in that employment when discharged from prison. Whatever they do in this line of work while in prison will, of course, be in competition with those who are employed outside. To limit the prisoner to labor which does not compete with an outside employment is to teach him a kind of work in which he can find no service at the end of his term of

imprisonment. Experience has shown that they can be employed with best results to all concerned under contract, and while it logically follows that by this means wage earners are brought most directly into competition with prison labor, it seems unreasonable to assume that the labor of a number of men scarcely sufficient to equip one ordinary factory, can exercise much influence upon either the wages of workmen or the price of products under existing conditions. At present prisoners are employed by the former contractors under temporary arrangements pending legislative action. In the absence of such action it is probable that the Board of Control will enter into new contracts under the most favorable terms and conditions possible.

In view of some public criticism of the Board of Control in changing the superintendents of institutions, notably at Janesville, Delavan and Waukesha, it is due that body to say that such charges were made without suggestion from the Executive, who was not advised of any change until it had been decided by the Board, or informed who had been chosen as successor until after the selection had been determined. This statement is not made because the Executive conceives it to be his duty to maintain an indifference as to the character of the superintendency of the various State institutions. On the contrary he believes that the Executive should know that each State institution is well managed. And while this must mainly be left to the Board, entirely so as to details, nevertheless the public would hold the Executive responsible, and he must so regard himself in the last analysis, for the efficient, honest and humane discharge of all obligations to the public in the conduct of the charitable and penal institutions of the State.

It is proper to add, further, that as to the change of the wardenship of the State's Prison, the Executive was the moving cause to this extent. He received sworn complaints of such character that he deemed it his duty to conduct an examination independently of the Board, pursuant to the statute enacted by the last Legislature. When that investigation was completed the testimony was all submitted to the Board without further comment than to state that the responsibility was with that body. The Board promptly summoned the warden to appear and answer the charges supported by the sworn testimony of twenty-one credible witnesses. He preferred to resign.

WORKSHOP FOR BLIND ADULTS.

The urgent need of better provision by the State for the care of dependent blind adults has been brought most forcibly to the Executive recently by vain efforts to find some authority of law whereby a worthy citizen and industrious mechanic, deprived of sight by accident, could be afforded other means of existence than those to be found through private charity or in a county poorhouse. Even if the duty of the State was not unquestioned in such cases, the inevitable necessity of providing for such unfortunates at public expense would be apparent. Neglect of public duty properly to care for those with deformed faculties has become recognized as extravagance rather than economy, while economy itself becomes a fault when exercised in conflict with the rights of afflicted persons to humane treatment and to the best known provisions for health and happiness.

The State School for the Blind, at Janesville, is a school for children, to which blind adults may be admitted only through disregard of established rules, without due consideration to the interests of the young for whom the institution was designed. In reply to an appeal, presented on request of a generous citizen who offered to defray the expense provided an adult could be given care and training at the school, the superintendent of the institution explained that if all adults who applied were admitted the children would be crowded out, and made it plain that even with restricted rules the percentage of persons twenty years of age, or over, within the school is still too large for the welfare of the younger pupils.

This case and that of many others suggests the wisdom of establishing workshops entirely separate from the School for the Blind, to be located in the metropolis of the State, where blind adults may be educated to work, and may secure employment at all times. Such an institution has been successfully maintained in Massachusetts for very many years. Private charity has given assistance, but I believe the reports will show that through the opportunities thus afforded, blind adults in that State have always been able to find employment, a comfortable home, and necessary educational facilities, almost without expense to the State.

The State must care for its blind adults. The work should be done intelligently and promptly, most assuredly not with less concern and consideration than is manifested in the care of convicts or those who become vagrants through indolence. The expense attendant upon establishing for the blind a work-

shop in rented quarters—such as suggested, would require but a small annual expenditure and is a worthy subject for your consideration.

THE STATE MILITIA.

The report of the Adjutant General on the work and needs of the Wisconsin National Guard for the two years last past shows a most satisfactory condition of this important organization. Nothing in the way of new legislation with respect to the organization of the militia is asked for, and very little indeed calling for new expenditure. The Adjutant General's statement that the organization is in all respects the same as that of similar forces in the United States Army is confirmed by the report of the Regular Army officer detailed to make the annual inspection of the guard. During the last annual encampment the Executive found opportunity to observe the character and efficiency of the several regiments of infantry, the artillery, and the cavalry troop. In the entire organization,—officers and men,—the State may well feel a just pride. It is believed that no better trained or better officered body of men can be found in the National Guard of the entire country. The work in camp is thorough and severe, the discipline is perfect, while, almost without exception, rank and file appear to be actuated by a worthy zeal regarding organization rather than by individual ambitions or jealous rivalries, which too often become conspicuous in volunteer associations of men. The valuable property of the State at Camp Douglas, as well as the equipment of the men for service, is being preserved and improved with zealous care. I am convinced that every authority connected with the State militia has been exercised solely with respect to the good of the service and am pleased to believe that the Legislature will be prompt to act favorably upon the modest suggestions of the Adjutant General for incidental legislative action further to improve the equipment of this branch of the public service.

FREE LIBRARY COMMISSION.

The good work of the Free Library Commission has become manifest throughout the State with the extension of territory served by free traveling libraries, as well as by the erection and endowment of numerous beautiful permanent library buildings in various cities by means of individual generosity. This work no longer requires commendation to public approval and

the awakened interest may be safely relied upon to insure future progress.

Incidental to its general plan and purpose this Commission has accumulated in its collection of literature the foundation of a legislative and administrative reference library to assist law-makers and administrative officers in the performance of their duties. The value of such a library, properly classified, catalogued, and indexed, and kept within the reasonable limits of public documents and works pertinent to legislation, will suggest itself to each one of you. To establish this an appropriation of \$2,500 was asked for by the Commission two years ago. It was cut down to \$1,500, which is insufficient. I recommend that provision be made for permanent quarters for such a library within the Capitol and that a small additional appropriation, not to exceed \$1,000 per annum, be made for the maintenance and conduct of the work. Such an expenditure will be saved many times over in actual expense of investigation, as well as in the work of legislators and State officers during each legislative session.

BANKING LAWS AND BANK EXAMINATION.

Since the last legislative session the constitutional amendment has been adopted authorizing the Legislature to enact a general banking law to provide for regulation and supervision of the banking business, provided that two-thirds of all the members elected to each House vote in favor of the passage of such law. The report of the State Bank Examiner for the last biennial term presents many reasons for a revision of the banking laws of the State. Not least among these is the fact, gratifying in itself, that since the period of lowest depression in the banking business in the year 1896 the business of banks within this State has more than doubled. Deposits have increased during the last six years from about sixty-three million dollars to more than one hundred and fifty millions. The wisdom of surrounding this reserve wealth of the people of the State, with every safeguard to be secured by reasonable legal requirements upon those who hold it in trust, is apparent. Prosperity invites speculation, and times when bankers find their chief difficulty in placing loans, essential to profitable banking, may prove dangerous times for depositors in the final reckoning.

The Bank Examiner points out that the principal cause of the embarrassment of banks closed by that department has been the making of excessive loans to single individuals or firms, and emphasizes the fact that existing laws to meet banking condi-

tions are punitive and not remedial in their application to recognized evils. Loose legislation for the regulation of any business brings natural results in lax methods of conduct of such business where chances of large profits are involved in negligence.

I regard as of especial importance the recommendations of the Bank Examiner respecting the regulation of private banks. The savings of no community should be hazarded, under the seeming protection of law and without security of any kind, in the private ventures of an individual who adopts the title of Banker to inspire public confidence. I commend to your consideration as the most simple requirements of ordinary prudence the restrictions which he suggests as proper upon this class of banking privileges.

Some complaint has been made that existing laws discourage the establishment of savings banks within the State, and the fact that there is but one such institution in Wisconsin is offered in evidence, although nearly all banks maintain savings departments. There will be no dissent from the opinion that every influence which encourages thrift and provision for the future among all classes of people should be promoted. It follows naturally that those who save should be given the largest return upon their invested savings possible with assured security, and the laws should be so framed as to offer the largest measure of encouragement to savings banks compatible with safety to their patrons.

The Bank Examiner's department has established its value to the State and to legitimate banking interests within the State. Within the last biennial period it has sustained a severe loss by the death of Bank Examiner Edward I. Kidd, whose able, conscientious and conservative conduct of the office, notwithstanding inefficient laws and inadequate force of assistants for the work, inspired confidence alike among bankers and with the general public. His tireless industry and unfailing fidelity, since the office was created and confided to his care in 1895, have brought within reach the important results which he aimed to accomplish in the form of legislation and supervision which should serve to protect the public without embarrassment to any legitimate branch of the banking business.

BUREAU OF LABOR AND STATISTICS.

The work of this department has been considerably extended both in scope and in completeness of detail within the last two years. The report of the Commissioner has become a valuable

public document which will bear comparison with that issued by bureaus in States which have made more generous provision for the work. The Wisconsin Blue Book also has been compiled by this bureau, it is believed with results which will justify the transfer of the work in the judgment of the Legislature. The official reports show that factory inspection has been more thorough and complete than in previous years, but the force of inspectors is not yet large enough to accomplish the task imposed in a systematic inspection of the factories of the State, the increase in the number of manufactories in recent years having been relatively larger than the increase in the force of factory inspectors.

The duties of this bureau are divided into three branches: the statistical part, the factory inspection, and the State free employment offices. The regular office force of the bureau at Madison consists, besides the Commissioner, of only three persons, and of itself is manifestly inadequate for the many duties imposed; in fact, the Commissioner and some of his assistants have been obliged to work extra hours during the entire term in order to keep up with the work. I recommend that the regular office force be increased by one clerk, with sufficient remuneration to secure training and experience. The inspection of factories, which consists of enforcing factory laws, was reorganized immediately after the legislative session of 1901. Inspectors are required to make weekly reports in addition to the regular reports upon places inspected, enabling the bureau to keep the work much more closely in hand. From the time of the reorganization, June 22, 1901, to August 31, 1902, 11,556 factories and other places where labor is employed were inspected; 17,355 official orders were issued, and 9,834 other official acts,—granting permits as to children, granting licenses, etc.,—were performed by the factory inspector and his deputies. This is a daily average of about fourteen inspections and official acts to each inspector, a much better showing than has ever been approached in the past, and with the result that the violations of law have been reduced to a much lower number than ever before.

The State free employment offices also have done effective work. During the first year of their existence the two offices, located at Milwaukee and West Superior, received 8,013 applications for employment and 7,681 applications for help, while 6,590 positions were filled through these agencies.

The Commissioner suggests some changes in existing laws which in his opinion are essential to their better enforcement and the accomplishment of the purposes for which they were

originally designed. To mitigate the evils of child labor in factories he favors compulsory attendance of children at school during the school year, a change in the present method of issuing age certificates to make it impossible for unscrupulous parents to profit by false affidavits, and a repeal of the permit system which operates to the evasion of other provisions of the law. Better enactments to regulate sanitary conditions in factories are called for. Bills for laws covering all of these subjects, and many others through which organized labor seeks a betterment of conditions, will be presented. I hope and believe that they will receive that careful consideration at your hands which is merited by the material interests of so large a proportion of our people as is represented by wage earners.

The value of the work of a statistician depends upon the accuracy and rapidity with which that work is performed and the skill or capacity exercised in interpreting the data after it has been secured. Training is of the greatest importance. It would be desirable indeed if the entire civil service of the State could be removed from the realm of political spoils and placed under the control of a commission where appointments would be based upon merit. Until such a system is established, services of the expert character competent to conduct the bureau of statistics should be placed where members of the Legislature, State officials, and the public can rely upon their not being sacrificed with the changes following biennial elections.

For these reasons I recommend that the statute fixing the term of the commissioner of labor and statistics be amended so that the term shall be for six years instead of for two.

THE LEGISLATIVE LOBBY.

Assembled in your representative capacity, every interest affected by legislation proposed or pending is entitled to be heard. Private citizen or public-service corporation, each should be afforded opportunity to lay before the Legislature every fact and offer every argument. But the Legislature should not be unmindful of the boast made in the railroad lobby two years ago, following the defeat of the railway taxation bills, that: "No bill had been enacted into law during the sixteen years last past in the interests of the people when objected to by the railroads," and at the outset should pass such a measure with respect to lobbying as would stand upon the statute books a perpetual challenge to that claim.

I am not unmindful of the fact that members of the Legislature are the agents of their constituents; that they must ever be

ready to be made acquainted with their wishes and with the interests of the public. But that a system of lobbying, more reprehensible in its character than has yet been suggested to the public, has been maintained about this Legislature for many years is well known to every man in public life. That it is desirable to put an end to this evil, all will agree. That it is possible, all should be anxious to demonstrate.

I desire to be distinctly understood as favoring the fullest and freest public discussion before committees, and, under proper regulations, before either or both branches of the Legislature by individuals or the representatives of interests affected, or which claim to be affected, in any manner by proposed legislation; but I urge upon your consideration the enactment of a law that shall make it an offense, punishable by the heaviest money penalty, and by imprisonment as well, for any lobby agent or lobby representative, employed and paid for his services by others, to attempt personally and directly to influence any member of the Legislature to vote for or against any measure affecting the interests represented by such lobbyist.

PROTECTION TO RAILWAY EMPLOYEES.

To your careful consideration I recommend the question of more efficient protection to employees of railroad companies who may be injured in the discharge of their duties through carelessness or negligence of other employees or agents of the company. Of itself the employment is in most instances extremely hazardous to the employee. In the discharge of his duties he is frequently required not only to risk his life to save other lives, but he must jeopardize it to protect the property of the company and of the public. The duties of these men are quasi-public. The most efficient service that they can give is due to the public in protection of life and property, the safety of which depends upon their fidelity and courage. No man should be called to the discharge of such duties without assured compensation for injuries which he may receive through no fault of his own, or without reasonable provision for the support and maintenance of wife, children, or other dependents, if his life be destroyed in the performance of his duty. While it is recognized that the service of these men under existing law, as a rule, is faithfully and honestly performed, there can be no doubt that just provision for himself in case of injury, or for those dependent upon him in the event of his death, would afford a consideration that would increase the efficiency of the service and redound to the benefit of the traveling public, in addition to

being a proper exercise of simple justice to a worthy class of citizens.

The statute on this subject has been inadequate since the year 1880. Section 1816 of the Revised Statutes of 1878, enacted by the Legislature of 1875, treated the subject comprehensively and offered substantial remedy for injuries to persons engaged in this service and reasonable provision for their dependents when death resulted from the negligence of a fellow-servant. That law read as follows:

"Every railroad corporation shall be liable for all damages sustained by any agent or servant thereof by reason of the negligence of any other agent or servant thereof, without contributory negligence on his part, when sustained within this State, or when such agent or servant is a resident of and his contract of employment was made in this State, and no contract, rule or regulation between any such corporation and any agent or servant shall impair or diminish such liability."

This law was repealed in 1880 through the influence and in the interest of railway companies, although it had been declared a valid enactment by the Supreme Court of the State. From that time till 1889 there was no State law pertaining to the subject. In the latter year a slight modification of the common law was enacted. It did not remedy the wrong. In 1893 the Legislature passed the present law, which is section 1816 of the Wisconsin Statutes of 1898. It was a makeshift provision. The first subdivision of the section is virtually a re-enactment of the common law on the subject and gives no practical remedy to the employee which he did not have before it was enacted. The remaining subdivision, which contains all there is of protection to the employee, reads as follows:

"While any employe is so engaged in operating, running, riding upon or switching passenger, freight or other trains, engines or cars, and while engaged in the performance of his duties as such employee, and when such injury shall have been caused by the carelessness or negligence of another employee, officer or agent of such company in the discharge of or failure to discharge his duties as such."

This restricts the right to recover by the employee within very narrow limits, and does not approach in sufficiency the law repealed in 1880. Under this Act no employee can recover for injuries sustained unless engaged in the specific character of employment stated, and then only when the injury is caused by the carelessness of another employee, officer or agent while he is acting in the discharge of or in a failure to discharge his specific duties as such.

The statute has been strictly construed and restricted within these narrow limits by the decisions of the courts as being in derogation of the common law. It has been held that while a switchman and car-repairer were fellow-servants, if by the carelessness of the switchman another car was kicked against the stationary car in which the repairer was at work in the discharge of his duty, and the latter injured, he could not recover because his case was not within the express words of the statute. It has been decided that a railroad conductor, standing by a car for the purpose of watching a switch and closing the car door after it was unloaded, who was struck and injured by a bundle negligently thrown by a co-employee, was "not engaged in operating, running, riding upon or switching trains, engines or cars," and was not within the provisions of the law. The unloaded car was to be attached to the train which the conductor was to take out. It was his duty to close the door of the car in question, and yet he could not recover because no statute embraced his case. The negligence for which a recovery can be had must be the negligence of a co-employee in the discharge of his specific duty. If it be caused by the negligence of a fireman who is discharging the duty of an engineer, or of a superintendent who negligently performs the duty of a laborer or other employee, a conductor or brakeman in the discharge of any other duty than that to which he had been assigned by the company, the statute is held not to cover the case, and there can be no recovery.

The plan of this legislation was cunningly devised and the statute artfully drawn. It was enacted in the interest of the companies with the purpose of modifying as little as possible the common law on the subject. It was passed in the face of the public demand for a much more effective law giving ample protection to men engaged in this work.

I recommend that it be repealed and that section 1816 of the Statutes of 1878 be re-enacted.

DAIRY AND FOOD DEPARTMENT.

The work of this department has been greatly increased with the growth of the dairy interests in the State and by the multiplying demands for inspection of deleterious and adulterated foods. Leaving out of consideration the commercial aspect of the question, the thorough inspection of creameries, and cheese factories of the State, and the examination, analysis, and branding of adulterated foods, may rightfully be urged as entitled to most serious consideration.

That adjoining States have passed Wisconsin in the quality of some of the products of the dairy can be accounted for upon no better grounds than a more thorough inspection in the field. This is not chargeable to any want of diligence upon the part of Wisconsin officials, but is due to the fact that, where Wisconsin employs one, a neighboring State employs ten inspectors. While reluctant to encourage an increase in the number of employees in any branch of the public service, I do not hesitate to recommend that the law be amended to provide for the appointment of at least two additional inspectors in the dairy and food department, and for an assistant to the State chemist.

Provision should also be made authorizing the Dairy and Food Commissioner to publish a bulletin for distribution among the dealers in food products in which there may be printed, at least quarterly, a list of the condemned foods ascertained upon analysis to be adulterated. It is fair to dealers that they should be notified in seasonable time that foods officially found to be adulterated must not be offered for sale. The expense for such publication can be provided for in the same manner that the publication of bulletins from the Agricultural Experimental Station is now authorized.

WORK OF LIVE STOCK SANITARY BOARD.

The report of the Live Stock Sanitary Board respecting the work accomplished since the organization of the Board in 1901 presents an exhibit which must prove gratifying to the Live Stock interests of the State. It shows that the disease of tuberculosis in cattle is being gradually but certainly eradicated within the State. The amendments to the laws providing for the destruction of all animals found to be affected by this disease, enacted in 1901, so as to provide for the shipment and sale of those in good flesh to places where inspection could be had by Federal officials, has proven profitable to the owners of such animals and at the same time has effected a saving of several thousand dollars to the State. The Board commends most highly the services of the State Veterinarian in the performance of his official duties during the term. The calls upon him have been more numerous than ever before and every call has been met with the utmost promptness possible. During twenty-three months of service he has traveled by rail more than 52,000 miles, besides a large amount of journeying by road vehicles, making an average of at least one official call each day for the entire period, this service frequently requiring almost constant work or travel night and day for weeks at a time.

LIGHTING AND VENTILATING CAPITOL BUILDING.

The Legislature of 1901, by chapter 369, directed the Executive to contract for an electric lighting plant for the Capitol building and grounds, appropriating therefor the sum of \$35,000, or so much thereof as should be required for that purpose. They also enacted chapter 359, authorizing and directing the Executive to contract for a complete ventilating system for the Capitol building, and appropriating therefor the sum of \$25,000, or so much thereof as should be necessary.

The condition of the General Fund was not such as to warrant the making of the contracts until the spring of 1902. A preliminary investigation by engineers and architects made as early as it could possibly be done left the matter in some doubt as to whether both contracts could be carried out according to the terms of the law within the limits of the appropriation. While neither chapter made specific reference to the other, it was not possible to execute the contracts separately. As preliminary plans for a ventilating system for the Capitol building had been prepared for a committee of the last Legislature, it was determined to combine those plans with plans for an electric lighting system. Upon the completion of all the plans and specifications, after extended advertising, bids were received for the performance of the contract. The bids were found to exceed the aggregate sum appropriated by the Legislature for lighting and ventilating the Capitol building. It was found, however, that by eliminating lights specified in the contracts for the outside of the Capitol building and the walks and grounds about the same, the two plants could be installed within the limits of the sum appropriated. The contract was made and the work begun as soon thereafter as possible. By the terms of the contract it was provided that all of the work should be performed and the contract completed by the first day of December, 1902.

The progress of the work has been much interfered with on account of delays in delivering material. It is now promised that the contract will be completed in a few days.

Prior to completion no proper test can be made of the ventilating system. The principal portion of the work remaining unfinished is the placing of two of the four boilers. These probably will be ready for use by February 1st. Until then it will be impossible to run the fans which operate the ventilating system.

According to the estimates of the engineers, upon the plans and specifications made for completing the lighting of the Capitol building grounds, it would require an additional appropria-

tion of \$15,000. In addition to this, if the Legislature would appropriate \$2,800, the Executive residence could be connected with the Capitol lighting plant and lighted from this same power without any appreciable extra cost. The matter of making the additional appropriation for outside lighting of the Capitol building and park and of the Executive residence is submitted for your consideration.

CARE OF STATE LANDS.

Action by the Legislature to determine some definite policy respecting the care and disposition of what remains of the State lands will be timely and economical. Approximately 300,000 acres of land, much of it of doubtful value for agricultural purposes, are now held by the State. In accordance with chapter 367 of the Laws of 1897 and chapter 458 of the Laws of 1901, the land commissioners have caused these lands to be examined and appraised by inspectors and I am informed that this work is practically completed. The time has come when the Legislature should adopt some well considered policy with respect to all State lands. If in the judgment of the Legislature it will be wiser for the State to retain these lands for forestry culture, or other uses to which it may appear they are better adapted, the fact should be determined definitely and promptly.

Wisconsin has some large areas where protection against fires with attention to the planting and growth of trees would add greatly to the wealth of the State within a few years. Much is being done to promote this work by the forestry division of the agricultural department of the Federal government. A State forestry commission, clothed with powers to take title to real estate in trust for the benefit of the State, had it been in existence a few years ago, could have received as a donation to the State a large tract of land which would now be very valuable as a forestry reservation. The immediate value of the recommendation may be less apparent now, but for the future it is suggested as worthy of grave consideration.

In any event, I recommend such amendment of section 190. Wisconsin Statutes, and of the chapters above mentioned, as will prevent the employment of indefinite numbers of persons, with what I believe to be unnecessary and extravagant expense, in connection with the supervision and care of these lands.

Under the swamp land act the State made claim to certain lands, which, before patents were secured by the State, were conveyed by grant to the State by the Federal Government to aid in the construction of certain railways. These grants were con-

firmed by the State to such purpose, but the certain lands mentioned never have been patented by the State, it being held by the responsible officers that the State held prior claim by virtue of the swamp land act, and should not quitclaim its right until such time as the State should be indemnified by the National Government for these lands doubly granted. For several years past efforts have been made in Washington to secure this indemnity either by allotment of new lands or by money award to the amount of their value from the National Government. Meanwhile some of these lands have been transferred by railway companies receiving the grant, and these companies are pressing for some action to quiet title. I am advised by the Land Department that each administration since 1882 has been given this subject for consideration, and each in turn has refused to patent the lands to the railway companies pending settlement of the State's claims against the United States. In my opinion if any other action is taken by the administrative officers, it should be by direction of the Legislature. If the railway companies claiming these lands have a legal right to them at the present time, they can establish that right, as other disputed questions of law are established, by decision of the courts.

MONUMENTS TO WISCONSIN SOLDIERS.

The Commission appointed by authority of chapter 281 of the Laws of 1901 to determine the positions of Wisconsin troops in the campaign and siege of Vicksburg, and to make recommendations of action suitably to commemorate the valor of Wisconsin troops participating in that campaign, has completed its work and made a thorough and comprehensive report in harmony with the purpose for which it was created. The commission, composed of seventeen representatives of the several Wisconsin regiments and batteries participating in the siege, performed their difficult duty with fidelity and care, and, notwithstanding the large number of members and the naturally expensive journey, kept the expenditures below the modest appropriation of \$1,000 provided for the enterprise. Their report, which will be submitted to your honorable body, recommends provision for separate monuments fitly to commemorate the services of the many organizations of Wisconsin soldiers represented, and is commended to your consideration as entitled to most careful examination and prompt action.

The Shiloh Battlefield Monument Commission, in its report to the Executive, recites inability to execute its purpose, under the restrictions of the law, within the appropriation provided.

The provision that only Wisconsin granite shall be used excluded competition, created doubt as to authority to use bronze for figures, and added greatly to the expense in the matter of transportation charges. The Commission therefore reports its conclusion to ask the Legislature to amend the laws of 1901 to remove these objectionable features "and to increase the appropriation by such sum as will enable the commission to erect a monument that will be in harmony with those of other States, as well as be a credit to the great State of Wisconsin."

PROTECTION OF BATTLE FLAGS.

At its last session the Legislature appropriated \$1,500 to remodel and furnish rooms for the Grand Army of the Republic in the Capitol, and to provide metallic cases for the preservation of the battle flags of Wisconsin troops in the Civil War. The rooms have been selected and furnished as directed, but the flag cases have not been procured for the reason that the lowest price obtainable for suitable repositories to preserve these priceless relics was \$3,200, or more than twice the amount of the total appropriation provided.

Prompt provision should be made for the proper care of these flags.

FISH AND GAME PROTECTION.

For the first time since the establishment of the office the State Fish and Game Warden has presented a complete and comprehensive report of the operations of that department from the date of his appointment, May 22, 1901, to December 31, 1902. This report shows the total amount received from hunting licenses—which provide the funds for the salary and expenses of all deputy game wardens—the number of deputy wardens employed, the aggregate of their cost each month, the number of arrests made, the amount secured and paid into the State Treasury through fines and through confiscation and sale of fish and game illegally taken. Instead of being a tax upon the public treasury, this department has become a source of revenue to the school funds of the State, approximating 5,000 per year. At the same time the department has furnished a more adequate protection to fish and game than has been heretofore known. This protection has been afforded solely through collection of license fees from those who are benefited by the service and upon whom the small license fee imposed is in no sense a burden. During the last two years the State Warden has been able to in-

crease the number of deputies by reducing the amount of compensation allowed to each, as authorized by the law of 1901. He has bettered the protection to fish and game by increasing his force during those seasons when the laws are most subject to violation and by reducing the number of deputies after the close of the deer hunting season and while inland lakes are not available to net fishermen. One result of the more strict enforcement of the law is a material increase in license fees paid by those whom it is reasonable to suppose have heretofore evaded, if they have not openly violated, the laws. The receipts of the department also have been increased by reason of the fact that accurate records have made possible more prompt and complete accountings by county clerks and others authorized to issue licenses.

During the last year there have been 270 arrests for violation of the fish and game laws; the sum of nearly \$5,000 has been collected through fines and by sale of confiscated fish and game. The balance on hand to the credit of the department is sufficient to ensure an enforcement of the laws until the period when hunting licenses again become due. Every dollar of receipts is accounted for on the records, and every dollar of expenditure has been paid upon sworn vouchers on file with the Secretary of State. The department has become more than self-supporting and, in the judgment of those who long have interested themselves in this work, it is providing the most efficient protection to fish and game ever known in Wisconsin.

I believe that with the better protection of fish and game creating new interest in this form of recreation in Wisconsin, it is reasonable to expect some increase in the amount to be derived from hunting licenses. I therefore recommend that the salary and expenses of the Game Warden, amounting to eighteen hundred dollars annually, be paid out of the hunting license fund. It is now paid from the Treasury and is the only expense connected with the department which is a tax upon the people. I also recommend that the law be so changed that the owner may hunt upon his own premises without the payment of any license fee. While this may make a considerable reduction in the license fund and increase the labors in a thorough enforcement of the law, it certainly seems a just provision, and I believe that it will still leave a sufficient fund to admit of adopting the recommendation with reference to the payment of the salary and expenses of the Game Warden.

INSPECTION OF ILLUMINATING OILS.

In harmony with recommendation by the Executive, the Legislature of 1901 revised the law regulating the inspection of illuminating oils. Under the operation of the new law the work has been at least as well performed as in previous years, and since June 1, 1901, when the new law took effect, to January 1, 1903, a period of eighteen months, without additional expense either to oil dealers or consumers, there has been saved to the State and turned into the general fund the sum of \$11,619.22. This result has been accomplished by reduction of extravagant compensation to the Supervisor of Inspectors and to some of the inspectors.

GEOLOGICAL AND NATURAL HISTORY SURVEY.

This important work in Wisconsin has been prosecuted intermittently, and too often treated with indifference by the public as well as by the Legislature. In 1899 an annual appropriation of \$10,000 for the biennial term was granted for this survey. In 1901, no special recommendation being made, the Legislature reduced the appropriation to \$5,000, which amount was inadequate to carry on the work in hand, and resulted directly in the loss to the State of the services of skilled men in the science who were making most satisfactory progress in the work. Aside from the educational value of this research there can be no doubt that its completion would prove a profitable enterprise to the State from purely commercial considerations, and that the material development of mineral resources would yield returns above the cost merely in taxes to the Commonwealth.

Combined with this work I am of opinion that some investigation should be made along ethnological and anthropological lines. Within a few more years civilization's obliterating influences will have removed the possibility of a successful conduct of this important historical work.

The National Government, through its proper officials having the National Geological Survey in charge, asks for State legislation granting authority for the prosecution of this work within the State, which sometimes is interfered with by unreasonable assertion of individual rights against harmless trespass upon private property. The propriety of such legislation requires no argument.

LEGISLATION FOR CITIES.

The disposition manifested in many cities to make the Legislature perform the duties of boards of aldermen necessitated a too frequent exercise of the veto power during the last session. Changing conditions and rapid growth in many cities doubtless call for material amendments to city charters, but much of the difficulty complained of ordinarily can be remedied by wise exercise of the powers of local government without change of the general laws, and trouble is more frequently caused than avoided by multiplicity of enactments relating to cities. You are reminded that the residents of large cities with important interests involved are entitled to have the best legislative wisdom and consideration applied to these enactments. They should not be given sanction as a matter of course upon the recommendations of a few city representatives who often are more likely to be influenced by special interests and personal arguments than the representatives from other districts.

In view of the increased value of the property, from a more fair and just assessment as well as by material development, it is suggested that a new limitation upon city indebtedness—and perhaps upon the amount of tax levy permitted by law—may be wisely provided by the Legislature.

WORLD'S FAIR AT ST. LOUIS.

If Wisconsin is to participate as an exhibitor in the World's Fair at St. Louis, our industrial and commercial interests require, if State pride would not impel us, that we should make a creditable exhibition side by side with the other States of the Northwest. To do this it will be necessary to take some account of the preparations being made by the State with which we will come in friendly, but not less spirited, competition. In agriculture, in dairying, in manufactures, in mineral resources, in educational progress, in material development, in institutions of learning,—and in all that goes to make a State rich and great, Wisconsin has everything to offer to the investor and the homeseeker. But she can make no effective demonstration of this in competition with States which are planning the strongest possible showing without the expenditure of money and effort comparable with that provided by her rivals.

When the sum of \$25,000 was appropriated by the last Legislature for the St. Louis World's Fair, there was little conception of the proportions which it would finally assume. It is known today that in all respects it will be the greatest exposition

which the world has witnessed. Its magnitude can best be understood in comparison with the Columbian Exposition at Chicago. The grounds occupied by the Columbian Exposition comprised two hundred acres; the St Louis Exposition will cover more than two hundred and fifty acres in area. When the Columbian Exposition opened the moneys expended amounted to \$27,500,000. At the opening of the World's Fair in St. Louis there will have been \$40,000,000 expended.

Illinois has appropriated \$250,000; Iowa \$125,000; Minnesota \$50,000, and each is expected largely to increase these appropriations.

Wisconsin appropriated \$162,000 for the Columbian Exposition, and the Wisconsin Board of Managers for the St. Louis World's Fair are unanimously of the opinion that if they are to prepare a creditable display of the resources of the State an additional appropriation of at least \$200,000 should be made.

I have no hesitation in recommending that some additional appropriation be made. In view of the fact that increased appropriations will be asked for educational and other purposes and of the uncertainty as to the sources of income with which to meet any increased expenditures, I withhold more definite recommendation with respect to all for the time being.

ROAD IMPROVEMENT.

Information is not available whereby accurate judgment may be formed of the general effect of recent legislation to secure better roads and highways. Unquestionably considerable progress has been made in this work, but the good efforts are almost exclusively local and appear to lack both in general purpose and in effective system. There is less agitation of the subject in cities and in the columns of the city press than in somewhat recent years, but there are some evidences that the value of this improvement is becoming more generally appreciated in the rural districts and by those upon whom the work and expense eventually must fall. Recommendation in the Executive message of two years ago, for a thorough investigation and revision of the road laws of the State, with a view to a more economical and more practical expenditure of money and labor already available, is renewed.

LAWS RELATING TO MEDICAL PRACTICE.

The report of the State Board of Medical Examiners to the Executive suggests the need of amendments to existing laws. The members of the Board are convinced that good has been ac-

complished and the standard of the medical profession within the State advanced by the legislation enacted in 1897 to regulate the practice of medicine. There are conflicting provisions in the statutes, as well as lack of funds, which have hampered the work of the Board, and when they are able to quote, as they do, from a recent decision of the Supreme Court in effect that the medical laws are in a chaotic condition, their request for legislative consideration appears reasonable.

JUVENILE COURTS.

You will be asked to enact amendments to the laws providing for special courts for the trial of juvenile offenders. The need of such courts in Milwaukee, and possibly in some of the other large cities of the State, has been made apparent through the work of worthy organizations designed to save or reclaim homeless or ill-cared for boys from the paths of vice and crime. The wisdom of keeping such offenders from contact with confirmed criminals is plain, and the necessary legal requirements will, I believe, commend themselves to your approval.

Gentlemen, in conclusion I am prompted by existing conditions affecting public interests in this State, to say that I have endeavored to submit to you in plain direct speech recommendations for legislation deemed to be of supreme importance, which both custom and the Constitution require of the Executive. Let us, with strict conformity to the requirements of approved principle, join in promoting those measures which are for the common good. Excepting to place before you from time to time recommendations believed worthy of consideration, the Executive must await the action of this body in matters of legislation. Hence, in your hands are lodged the momentous issues which press for right determination and for prompt determination. The responsibility is now yours, but the performance of the full measure of our official duty requires co-operation. Whatever you may do concerns the administration and is of profound importance to all interests and to all citizens within the State. In political contests political feeling is often overwrought, but the bond of common public obligation should inspire us to put away party prejudice and should unite us in single purpose to serve with fidelity the people of this great Commonwealth.

ROBERT M. LA FOLLETTE.

SUPPLEMENTARY.

STATE OF WISCONSIN.

FUNDS AND FUND INCOMES.

Receipts and Disbursements.—Whole year ending Sept. 30, 1902.

Fund and Fund Incomes available for maintaining State government and State institutions.	Fund Rec'ts, Disbursements and Transfers.	Actual Receipts and Disbursements.
Receipts.		
General Fund	\$3,102,340 98	.....
Less items transferred from Oil Inspection Fund.....	7,860 25	.....
		\$3,094,480 71
School Fund income	\$1,617,169 21	.....
Less items transferred from General Fund account....	109,459 00	.....
		1,507,710 21
University Fund income	\$415,838 19	.....
Less items transferred from General Fund account....	72,770 00	.....
		343,068 19
Agricultural College Fund income	\$14,204 08	.....
Less items transferred from General Fund account....	4,242 00	.....
		9,962 08
Normal School Fund income	\$326,307 71	.....
Less items transferred from General Fund account....	62,502 61	.....
		263,805 10
Hunting License Fund		72,997 58
Oil Inspection Fund		29,281 04
Total net receipts		\$5,321,304 89
Disbursements.		
General Fund	\$2,898,102 42	.....
Less items transferred to the four fund incomes.....	248,773 61	.....
		\$2,649,328 81
School Fund income		1,641,134 42
University Fund income		405,838 19
Agricultural College Fund income		14,204 08
Normal School Fund income		326,307 71
Hunting License Fund		67,797 43
Oil Inspection Fund	\$27,802 75	.....
Less items transferred to General Fund account.....	7,860 25	.....
		19,942 50
Total net disbursements		\$5,124,553 12

FUNDS AND FUND INCOMES.

Receipts and Disbursements.—Year ending Sept. 30, 1897.

Funds and Fund Incomes available for maintaining the State government and institutions.	Receipts, Disbursements, Transfers.	Net Receipts and Disbursements.
Receipts.		
General Fund		\$2,324,572 01
School Fund Income	\$798,410 26	
Less items transferred from General Fund.....	109,459 00	688,951 26
University Fund Income	\$428,808 86	
Less items transferred from General Fund	35,643 30	393,165 56
Agricultural College Fund Income	\$12,250 00	
Less items transferred from General Fund	4,242 00	8,008 00
Normal School Fund Income	\$246,815 10	
Less items transferred from General Fund.....	37,099 00	209,716 10
Hunting License Fund		
Total receipts		\$3,624,412 93
Disbursements.		
General Fund	\$2,340,709 36	
Less transfers to four fund incomes	165,443 30	\$2,175,266 06
School Fund Income		805,224 91
University Fund Income		428,808 86
Agricultural College Fund Income		12,250 00
Normal School Fund Income		246,815 10
Hunting License Fund		
Total disbursements		\$3,638,364 93

FUNDS AND FUND INCOMES.

Receipts and Disbursements:—Year ending Sept. 30, 1896.

Funds and Fund Incomes available for maintaining the State government and institutions.	Receipts, Disbursements, Transfers.	Net Receipts and Disbursements.
Receipts.		
General Fund		\$2,971,140 72
School Fund income	\$792,502 81	
Less items transferred from General Fund	109,459 00	
		683,043 81
University Fund income	\$369,348 26	
Less items transferred from General Fund	36,116 89	
		333,231 37
Agricultural College Fund income	\$47,825 18	
Less items transferred from General Fund	4,242 00	
		43,583 18
Normal School Fund income	\$352,962 93	
Less items transferred from General Fund	37,099 00	
		315,863 93
Hunting License Fund		
Total receipts		\$4,346,863 01
Disbursements.		
General Fund	\$2,803,776 07	
Less transfers to four fund incomes	200,200 35	
		\$2,603,575 72
School Fund income		670,027 06
University Fund income		369,348 26
Agricultural College Fund income		47,825 18
Normal School Fund income		352,962 93
Hunting License Fund		
Total disbursements		\$4,043,739 15

FUNDS AND FUND INCOMES.

Receipts and Disbursements.—Year ending Sept. 30, 1899.

Funds and Fund Incomes available for maintaining the State government and institutions.	Receipts, Disbursements, Transfers.	Net Receipts and Disbursements.
Receipts.		
General Fund	\$2,746,453 89	
Less hunting license error corrected*	14,235 63	
		\$2,732,218 26
School Fund income	\$788,206 68	
Less items transferred from General Fund	109,459 00	
		678,747 68
University Fund income	\$411,932 26	
Less items transferred from General Fund	29,568 48	
		382,363 78
Agricultural College Fund income	\$15,512 34	
Less items transferred from General Fund	4,242 00	
		11,270 34
Normal School Fund income	\$287,579 82	
Less items transferred from General Fund	36,099 00	
		251,480 82
Hunting License Fund		14,823 68
Total receipts		\$4,070,904 56
Disbursements.		
General Fund	\$2,584,104 90	
Less transfers to four fund incomes*	193,604 11	
		\$2,390,500 79
School Fund income		778,689 25
University Fund income		411,932 26
Agricultural College Fund income		15,512 34
Normal School Fund income		287,579 82
Hunting License Fund		125 00
Total disbursements		\$3,884,339 46

*Includes erroneous collection of hunting licenses and reimbursement of salary erroneously paid to C. A. Coon and reimbursed from Hunting License Fund.

FUNDS AND FUND INCOMES.

Receipts and Disbursements.—Year ending Sept. 30, 1900.

Funds and Fund Incomes available for maintaining the State government and institutions.	Receipts, Disbursements, Transfers.	Net Receipts and Disbursements.
Receipts.		
General Fund		\$2,768,209 74
School Fund Income	\$816,917 13	
Less items transferred from General Fund	109,459 00	707,458 13
University Fund income	\$583,015 32	
Less items transferred from General Fund	164,568 48	418,446 84
Agricultural College Fund income	\$12,439 54	
Less items transferred from General Fund	4,242 00	8,197 54
Normal School Fund income	\$339,689 69	
Less items transferred from General Fund	93,791 81	245,897 88
Hunting License Fund		30,259 56
Total receipts		\$4,178,469 69
Disbursements.		
General Fund	\$2,635,192 85	
Less transfers to four fund incomes	372,061 29	\$2,263,131 56
School Fund income		800,959 32
University Fund income		583,015 32
Agricultural College Fund income		12,439 54
Normal School Fund income		339,689 69
Hunting License Fund		37,762 56
Total disbursements		\$4,036,997 99

FUNDS AND FUND INCOMES.

Receipts and Disbursements.—Year ending Sept. 30, 1901.

Funds and Fund Incomes available for maintaining the State government and institutions.	Receipts, Disbursements, Transfers.	Net Receipts and Disbursements.
Receipts.		
General Fund	\$2,904,091 96	
Less items transferred from Oil Inspection Fund.....	796 63	
School Fund Income	\$840,031 64	\$2,903,296 35
Less items transferred from General Fund	109,459 00	
University Fund Income	\$339,017 18	730,572 64
Less items transferred from General Fund.....	22,770 00	
Agricultural College Fund Income	\$22,279 19	316,247 18
Less items transferred from General Fund	4,242 00	
Normal School Fund Income	\$318,586 30	18,037 19
Less items transferred from General Fund.....	61,896 39	
Hunting License Fund		256,690 91
Oil Inspection Fund		41,051 88
		4,541 98
Total receipts		\$4,270,437 13
Disbursements.		
General Fund	\$2,882,658 58	
Less transfers to four fund incomes	198,366 39	
School Fund income		\$2,684,292 19
University Fund income		821,770 22
Agricultural College Fund income		339,017 18
Normal School Fund income		22,279 19
Hunting License Fund		318,586 30
Oil Inspection Fund	\$4,541 98	33,695 47
Less balance transferred to General Fund	796 63	
		3,746 35
Total disbursements		\$4,223,355 90

FUNDS AND FUND INCOMES.

Receipts and Disbursements.—Term ending June 30, 1902.

Funds and Fund Incomes available for maintaining the State government and institutions.	Receipts, Disbursements, Transfers.	Net Receipts and Disbursements.
Receipts.		
General Fund	\$2,197,140 16	.....
Less items transferred from Oil Inspection Fund.....	6,381 96	.....
School Fund income	\$1,608,658 89	\$2,190,758 20
Less items transferred from General Fund.....	109,459 00	.....
University Fund income	\$576,363 65	1,499,199 89
Less items transferred from General Fund	72,770 00	.....
Agricultural College Fund income	\$13,339 98	303,593 65
Less items transferred from General Fund	4,242 00	.....
Normal School income	\$320,312 29	9,097 98
Less items transferred from General Fund.....	62,302 61	.....
Hunting License Fund .....	.....	258,009 63
Oil Inspection Fund .....	.....	55,389 86
.....	.....	23,549 22
Total receipts .....	.....	\$4,339,598 48
Disbursements.		
General Fund	\$2,271,058 30	.....
Less transfers to four fund incomes	248,773 61	.....
School Fund income .....	.....	\$2,022,284 69
University Fund income .....	.....	1,641,113 72
Agricultural College Fund income .....	.....	376,363 65
Normal School Fund income .....	.....	13,339 98
Hunting License Fund .....	.....	320,312 29
Oil Inspection Fund	\$23,549 22	47,074 66
Less balance transferred to General Fund.....	6,381 96	.....
.....	.....	17,167 26
Total disbursements .....	.....	\$4,437,666 25

RECEIPTS IN THE STATE OF WISCONSIN.

Sources.	Year ending Sep. 30, 1897.	Year ending Sep. 30, 1898.	Year ending Sep. 30, 1899.	Year ending Sep. 30, 1900.	Year ending Sep. 30, 1901.	Term ending June 30, 1902.	Period 1897-1898.	Period 1899-1900.	Period 1901-1902.
Taxes.									
Annual tax for high schools, charitable institutions and interest on certificates of indebtedness.....	\$391,438 09	\$1,142,277 70	\$684,198 37	\$480,223 94	\$496,794 20	\$568,160 52	\$1,533,715 79	\$1,153,422 31	\$1,064,354 72
Salt tax.....	7,183 00	7,023 00	5,835 04	5,130 00	5,643 00	5,871 00	14,206 00	10,955 00	11,514 00
One-mill tax for common schools.....	599,429 28	600,570 62	600,000 00	625,000 00	630,018 02	1,436,284 00	1,200,000 00	1,225,000 00	2,066,302 02
Special tax for University.....	255,000 00	255,000 00	255,000 00	288,000 00	288,000 00	288,000 00	510,000 00	523,000 00	557,000 00
Special tax for Normal Schools.....	120,000 00	180,000 00	190,000 00	190,000 00	190,000 00	190,000 00	300,000 00	380,000 00	405,000 00
Legacy tax.....				5,109 73	25,298 37	29,914 15	.....	5,109 73	56,212 53
Vessel tonnage tax.....				.....	1,390 15	1,105 26	.....	.....	2,456 41
Total taxes.....	\$1,373,050 47	\$2,184,871 32	\$1,715,033 37	\$1,582,463 67	\$1,618,143 74	\$2,545,334 94	\$2,557,921 79	\$3,297,497 04	\$4,163,478 68
Licenses.									
Railways.....	\$1,265,084 54	\$1,247,357 03	\$1,360,120 17	\$1,547,141 64	\$1,600,379 79	\$857,854 55	\$2,512,451 57	\$2,967,261 78	\$2,458,234 34
Palace and sleeping-car companies.....	904 75	852 69	949 40	16,900 31	9,145 88	.....	1,757 44	17,849 71	9,145 88
Freight line companies.....				1,150 99	973 40	1,222 08	.....	1,150 99	2,135 43
Express companies.....				7,247 01	14,084 54	.....	.....	7,247 01	14,084 54
Telegraph companies.....	10,684 28	10,882 15	11,199 64	11,312 15	11,507 35	11,721 80	21,566 43	22,511 75	23,229 15
Telephone companies.....	10,777 14	15,477 59	17,314 74	21,428 73	25,224 32	31,770 45	26,254 73	38,741 47	56,994 77
Street, railway and electric light companies.....	697 17	4,131 90	4,915 82	8,322 06	9,323 62	10,029 07	4,829 07	13,237 88	19,352 69
Loan and trust companies.....	2,272 80	2,604 10	2,317 01	2,351 50	2,487 89	2,357 43	4,876 90	4,578 51	4,845 32
Log-driving and boom companies.....	1,329 63	1,769 92	1,886 10	1,292 72	1,578 50	779 45	3,069 55	3,178 82	2,357 95
Plank-road companies.....	613 70	683 59	606 00	524 85	352 99	33 38	1,297 29	1,130 85	336 37
Insurance companies.....	128,955 68	145,420 72	312,073 79	386,947 62	384,080 46	419,222 15	274,376 40	689,026 41	803,302 61
Hawkers' and peddlers' licenses.....	12,499 90	11,220 61	8,735 86	10,900 45	14,412 93	14,684 58	23,720 51	19,638 31	29,097 51
Hunting licenses.....		1,140 25	15,664 58	30,259 56	41,051 88	55,389 86	1,140 25	46,924 14	96,441 74
Total licenses.....	\$1,433,829 59	\$1,441,540 55	\$1,735,788 04	\$2,045,687 59	\$2,114,666 56	\$1,405,064 80	\$2,875,370 14	\$3,781,475 63	\$3,519,668 35
Interest on Trust Funds, not including on Certificates of Indebtedness.									
School funds.....	\$89,521 88	\$82,473 19	\$78,747 68	\$82,459 13	\$100,554 02	\$62,915 89	\$171,995 07	\$161,205 81	\$163,470 51
University funds.....	5,132 15	3,762 59	3,464 74	3,371 09	8,247 18	3,343 66	8,914 74	7,326 83	11,580 83

Agricultural College funds	8,008 00	8,950 27	7,530 34	8,197 54	18,037 19	9,097 98	16,958 27	15,717 88	27,185 17
Normal School funds	69,793 80	71,448 56	59,338 37	53,304 34	66,680 91	43,069 68	141,242 16	113,332 71	109,700 59
Total interest	\$172,465 63	\$166,654 61	\$149,671 13	\$147,921 10	\$193,529 90	\$118,367 20	\$359,110 24	\$297,592 23	\$311,897 10
Sundry Resources.									
Charitable, penal and reformatory institutions, contract work and sales									
United States, by Governor, Wis.	\$79,916 32	\$92,702 44	\$83,427 76	\$83,812 76	\$85,924 40	\$77,926 40	\$172,618 76	\$187,240 51	\$163,750 90
Veterans' Home, and Spanish-American War Claims	9,469 72	53,353 17	92,561 83	31,676 26	64,686 64	28,293 13	62,812 89	124,238 09	92,959 77
Governor, fees, etc.	145 00		1,941 00	2,813 00	541 66	40 00	145 00	4,754 00	581 66
Secretary of State, incorporation and office fees	10,887 45	20,533 11	40,307 46	31,183 65	59,073 40	49,014 95	31,840 56	71,991 11	108,098 35
Insurance Commissioner, fees	38,292 87	94,858 56	75,865 21	44,277 85	50,340 18	48,281 40	133,161 42	120,143 10	98,621 58
Bank Examiner's fees and reports		12 70			123 71	169 41	12 70		293 12
Sales of books, dictionaries and condemned property	5,660 00	6,541 00	5,494 84	6,715 00	6,655 00	5,070 00	12,201 00	12,209 96	11,725 00
State Treasurer, fees and reports				4,248 50	2,745 85	2,461 23	4,874 46	5,901 60	5,207 08
Land Office, land sales and fees	1,879 47	2,994 99	1,653 11	35,932 10	12,591 64	5,956 80	98,604 27	63,210 17	18,548 44
Free Library Commission	789 65	97,814 62	27,278 07		2,010 18	1,393 00			3,403 13
Patents, penalties, trespasses and advertising									
Oil inspection fees	3,415 39	1,898 60	654 51		471 10	638 90	5,313 99	654 51	1,109 90
Total sundries	\$150,445 87	\$371,129 18	\$229,683 84	\$240,659 12	\$289,585 74	\$242,794 34	\$521,575 05	\$570,343 06	\$532,380 08
Borrowed from trust funds									
United States Appropriation for University and Agricultural College	38,000 00	39,000 00	40,000 00	40,000 00	40,000 00	11,250 00	77,000 00	80,000 00	51,250 00
University tuitions and farm sales	96,033 41	70,081 69	87,649 07	106,575 76			165,115 10	194,224 79	
Normal School tuitions	19,922 50		1,542 41	2,503 54			39,467 74	4,045 99	
Insurance and recovered fees, River Falls Normal School									
Miscellaneous	1,675 46	44,870 13	2,032 84	12,658 92	14,574 20	16,787 20	44,870 13	2,032 84	31,361 40
Total	\$494,631 37	\$182,667 35	\$140,728 09	\$161,738 21	\$54,574 20	\$28,037 20	\$677,286 72	\$302,466 30	\$32,611 40
Total net receipts	\$3,624,412 93	\$4,346,863 01	\$4,070,904 56	\$4,178,469 69	\$4,270,437 13	\$4,339,598 48	\$8,971,275 94	\$8,249,374 26	\$8,610,035 61

DISBURSEMENTS IN THE STATE OF WISCONSIN FOR MAINTAINING STATE GOVERNMENT, INSTITUTIONS,
AND FUNDS.

DEPARTMENT.	Year ending Sep. 30, 1897.	Year ending Sep. 30, 1898.	Year ending Sep. 30, 1899.	Year ending Sep. 30, 1900.	Year ending Sep. 30, 1901.	Term endi'g June 30, 1902.	Fiscal peri- od 1897-98.	Fiscal peri- od 1898-1900.	Fiscal peri- od 1901-02.
Administrative.									
Regular Expenditures:									
Executive	\$14,767 59	\$17,410 06	\$18,847 65	\$16,781 51	\$15,667 06	\$10,292 83	\$32,177 64	\$34,629 16	\$25,369 89
State	40,685 18	38,628 09	42,802 96	39,522 75	40,216 30	28,999 05	79,193 27	82,326 71	69,215 35
Treasury	20,463 52	20,934 44	20,118 48	18,778 24	18,801 19	14,053 69	41,387 96	38,896 72	32,854 88
Attorney-General	10,737 72	13,753 23	12,237 86	12,420 56	11,982 37	9,225 95	24,490 94	24,658 42	21,218 32
State Superintendent	21,834 03	19,954 54	26,528 69	25,525 47	28,729 37	30,733 43	41,788 57	52,052 16	59,462 90
Railroad Commissioner	11,988 24	11,701 65	18,341 55	7,129 74	17,959 09	5,110 50	23,569 89	25,471 30	23,089 59
Insurance Commissioner	14,369 12	22,370 90	21,538 52	21,245 06	17,648 58	14,879 16	36,740 02	42,780 58	32,627 73
Tax Commission	30,188 11	23,152 46	6,313 12	17,675 35	17,814 88	14,477 07	23,988 47	22,988 47	32,201 94
Land Office	8,987 22	12,112 27	11,363 54	21,189 87	14,040 92	12,672 31	53,340 57	55,446 92	26,713 23
Bank Examiner	9,568 46	7,289 83	12,002 82	12,574 54	12,415 35	10,672 09	20,079 49	22,939 58	22,887 44
Bureau of Labor	3,656 72	5,312 59	5,303 53	10,149 63	11,484 52	6,938 96	16,863 41	22,182 55	18,492 48
Factory Inspector	9,849 44	10,117 16	13,684 02	12,342 21	12,539 62	11,030 91	8,969 61	13,246 74	23,570 63
Dairy and Food Commissioner	21,062 32	19,822 32	24,093 86	24,084 77	23,141 62	15,442 13	19,966 60	25,900 48	21,628 90
Board of Control	744,390 12	842,827 45	702,729 24	694,746 32	781,622 21	673,858 83	1,586,717 57	1,397,475 56	1,455,481 04
State charitable and penal insti- tutions	348,115 94	365,130 56	390,779 58	375,880 62	441,886 56	404,435 32	713,246 50	706,640 80	846,321 88
Support of Insane in Co. Asylums	5,543 37	6,000 00	6,000 00	13,000 00	3,000 00	3,000 00	5,543 37	19,000 00	6,000 00
Industrial School for Girls	78,074 26	69,270 96	95,652 72	93,989 40	112,015 43	67,832 83	147,346 22	189,642 12	173,848 26
Veterans' Home	6,821 03	5,432 32	5,187 67	10,016 05	6,264 33	4,227 87	12,008 30	15,448 37	10,492 38
Board of Health	4,736 09	4,567 20	5,846 91	8,548 08	14,094 16	7,976 54	9,293 29	14,393 99	22,070 70
State Veterinarian	27,240 59	20,178 37	26,344 10	31,180 69	24,117 52	17,265 21	47,418 96	57,524 79	41,382 73
Commissioner of Fisheries	9,312 81	11,021 14	13,107 74	3,032 41	3,592 20	3,446 40	20,333 93	16,160 15	7,038 60
Fish and Game Warden	30 02	104 41	104 41	3,032 41	3,865 52	17,306 40	30 20	104 41	21,173 92
Oil Inspection	3,491 57	3,134 87	2,403 66	2,940 65	3,911 23	3,791 96	6,626 44	5,344 31	7,703 09
Treasury Agent	83,307 91	82,858 17	90,875 62	87,112 38	74,885 62	55,382 16	172,166 08	177,967 90	130,277 78
Superintendent of Public Property	109,292 46	72,573 85	122,200 78	120,367 11	122,431 36	67,225 30	181,866 30	243,157 89	189,656 66
Wisconsin National Guard			771 13	1,097 54		2,322 19		1,868 67	2,322 19
War claims		690 40		682 53		54 55		682 53	54 55
Publishing public printing notice	348 57	589 07	522 40	373 43	414 77	527 40	937 64	896 83	942 17
Inspection of aparcer				294 19	170 15	22 05		294 19	192 20
Prevention of San Jose scale				9,786 00	12,185 00	11,462 00		19,819 00	23,637 00
Rooney on wild animals killed	9,974 00	10,968 00	10,083 00				20,972 00		
Railroad Investigation Commission		1,114 60	862 38				1,114 60		
Prison Labor Commission		574 93	672 14				574 93		
State Forestry Commission	5 54	226 78	65 39				232 33		

Board of Immigration	1,811 03	5,332 00	2,533 18	5,307 71	1,757 56	7,143 03	7,790 89	1,757 56
State Agricultural Society	5,123 73	3,216 84				8,340 57		35,015 15
Board of Agriculture			16,300 15	8,574 41	26,613 05	57,721 77	24,874 56	113,576 42
County agricultural societies		48,959 36	50,285 34	52,233 53	55,954 45	89,247 88	102,528 87	6,426 56
Northern Wisconsin State Fair	42,258 62	2,821 77	2,844 80	2,813 41	2,806 60	3,619 85	5,767 71	2,276 13
St. Croix Inter-state Fair						2,376 13		3,234 26
Statement of real estate sales						1,633 46	2,647 92	696 17
Vessel tonnage tax	1,178 80	959 08	1,885 50	1,262 42	1,696 17	1,630 80		80,770 13
Deputy men and game wardens						47,074 66	37,887 56	1,555 12
Legacy tax			125 00	37,762 56	33,695 47			8,319 57
Inter-state Park Commission					1,555 12			
G. A. R. and Lieutenant-Governor					4,389 47	3,930 10		
—Stationery	30 00		17 53		35 47	28 73	30 00	64 20
Paper account—Excess of purchase over distribution	110,234 86	117,722 96			15,269 47		27,987 82	15,269 47
Stationery account—Excess of purchase over distribution	2,454 92	27,080 00	36,779 84	766 40	2,616 82	1,436 84	786 40	4,053 66
Miscellaneous	224 50			12,939 60			27,304 50	
Total	\$1,717,958 51	\$1,316,021 25	\$1,852,834 80	\$1,825,868 40	\$2,007,620 54	\$1,661,432 28	\$3,533,979 76	\$3,669,102 82
Less paper and stationery—Excess of distributions over purchase		787 97	5,176 26	5,738 04	167 98	13,663 36	787 97	13,831 34
Net total	\$1,717,938 51	\$1,815,233 28	\$1,847,658 54	\$1,820,130 36	\$2,007,452 56	\$1,647,318 92	\$3,533,191 79	\$3,655,271 48
Special appropriations:							\$982 04	
Prison investigation		\$982 04						
Building and industrial school in vestigation	\$535 18	8 08	\$2,895 60				543 26	\$2,895 60
Building, ch. 180, L. 1901						\$30,000 00		\$30,000 00
Board of health, ch. 200, L. 1901						9,214 90		9,214 90
Remodeling and furnishing capitol	4,911 26	6,335 83			\$8,557 82	4,839 69	11,247 09	13,497 51
Spanish-American war		119,427 50	19,627 75				119,427 50	19,627 75
Chickamauga, etc., commissioners	765 19						765 19	
Chickamauga and Mission Ridge Commission		3,870 20	166 10				3,870 20	
Vicksburg and Shiloh Battlefield Commission								
Wisconsin Battleship Commission		30 32	10,013 11			1,197 82		1,197 82
Expert Accountants, ch. 133, L. 1899			1,071 15			30 32	10,013 11	
Pan-American Exposition				\$2,287 64			3,858 79	
St. Louis World's Fair, ch. 287, L. 1901				3,000 00	22,000 00		3,000 00	22,000 00
United States claims					4,626 40	1,000 00		1,000 00
Drainage Fund reimbursement								4,626 40
Presidential electors	505 40				418 70	17,933 80		17,933 80
						505 40		418 70

*Paid out of Hunting License Fund.

†No annual statement of Commissioners of Printing for this year.

Disbursements in the State of Wisconsin for Maintaining State Government, Institutions, and Funds—Continued.

DEPARTMENT.	Year ending Sep. 30, 1897.	Year ending Sep. 30, 1898.	Year ending Sep. 30, 1899.	Year ending Sep. 30, 1900.	Year ending Sep. 30, 1901.	Term ending June 30, 1902.	Fiscal period 1897-98.	Fiscal period 1898-1900.	Fiscal period 1901-02.
Special appropriations—continued.									
Babeock medal					300 00		8,117 60		300 00
Agricultural Society indebtedness	8,117 60						340,000 00		
Payment of trust fund loans		340,000 00							
Wisconsin Semi-Centennial Celebration		2,493 00					2,493 00		
Total special appropriations	\$14,834 63	\$473,146 97	\$33,773 80	\$5,287 64	\$35,902 92	\$64,286 30	\$487,981 60	\$39,061 44	\$100,189 22
Total administrative expenditures	\$1,732,793 14	\$2,288,380 25	\$1,881,432 34	\$1,825,418 00	\$2,043,355 48	\$1,712,106 22	\$4,021,173 39	\$3,706,850 34	\$3,755,460 70
Legislative.									
Regular Sessions	\$205,897 68				\$205,736 28		\$206,897 68	\$207,781 38	\$205,736 28
Printing, etc., other than above			\$207,761 38	\$7,769 23			4,524 78	7,769 23	26,780 56
Total legislative expenditures	\$205,897 68	\$4,524 78	\$207,761 38	\$7,769 23	\$205,736 28	\$26,780 56	\$210,422 46	\$215,550 61	\$222,516 84
Judiciary.									
Board of Arbitration	\$1,696 92	\$1,578 27	\$950 06	\$826 78	\$959 33	\$416 68	\$3,274 19	\$1,776 78	\$1,376 01
Supreme Court	36,203 63	39,064 77	38,557 55	39,307 55	38,299 32	30,184 56	76,263 40	77,865 12	68,433 88
State Law Library	6,122 50	7,157 99	7,418 41	8,716 09	6,633 63	6,074 86	13,280 49	16,134 56	12,708 49
State bar examiners	1,155 44	1,322 98	1,594 51	1,870 52	1,987 53	1,721 27	2,479 42	3,387 11	2,708 86
Circuit courts	76,861 91	74,679 45	76,256 81	79,524 70	82,081 33	63,221 64	151,541 36	155,827 67	145,312 97
Total Judiciary expenditures	\$122,040 40	\$123,803 46	\$124,747 50	\$130,247 64	\$129,961 14	\$101,629 01	\$245,843 86	\$254,995 14	\$231,590 15
Educational.									
Regular expenditures:									
State Historical Society	\$13,512 37	\$14,561 41	\$14,371 54	\$15,863 17	\$25,006 44	\$22,566 10	\$28,073 78	\$30,234 73	\$47,572 54
Free Library Commission	2,564 06	4,691 56	6,275 31	8,751 56	10,796 70	9,704 29	7,255 62	15,126 86	20,500 99
Geological and Natural History Survey	1,594 96	6,219 26	9,505 41	13,041 39	11,342 54	2,718 37	7,814 22	27,546 82	14,080 01
Deaf-mute instruction in cities		35,366 05	19,222 87	25,749 64	29,435 34		35,366 05	44,972 51	29,435 34
Acad. of Sciences, Arts & Letters	10 06	1,540 34	616 41	539 65	1,173 95	275 65	1,550 39	1,156 06	1,449 60
County training schools				2,500 00	3,347 36			2,500 00	3,347 35
Free high schools	47,931 85	48,016 62	48,163 11	97,371 80	97,607 83	97,598 37	96,948 47	145,534 91	195,206 20

Manual training in high schools.....	1,250 00	2,750 00	500 00	3,500 00	250 00	2,000 00	4,000 00	4,000 00	2,250 00
Wisconsin Dairymen's Ass'n.....	1,000 00	2,618 58	2,732 35	2,520 43	3,000 00	2,727 34	3,618 56	5,302 78	5,727 34
Wisconsin Women's Ass'n.....	500 00	600 00	600 00	500 00	600 00	375 00	1,000 00	1,000 00	875 00
Wisconsin Cheesemakers' Ass'n.....	.....	.....	400 00	488 53	820 04	751 34	.....	1,288 52	1,591 38
Wife-Crauherry Growers' Ass'n.....	250 00	250 00	250 00	250 00	250 00	250 00	500 00	500 00	500 00
State Horticultural Society.....	2,788 64	2,681 34	3,258 43	2,796 18	2,829 78	3,224 28	5,469 98	6,054 61	6,064 06
Common schools.....	589,423 38	600,570 62	600,000 00	625,000 00	630,018 02	1,436,294 00	1,600,000 00	1,225,000 00	2,086,302 02
One-mill tax.....	296,769 04	70,385 02	179,577 47	176,904 12	132,686 32	206,457 82	277,064 06	356,381 59	298,054 14
Other than above.....	460,173 56	422,882 85	431,959 20	466,476 97	436,686 53	732,876 61	873,066 51	886,438 17	709,475 19
University and Agricultural Col.....	239,919 80	343,997 93	290,236 90	291,029 69	286,760 11	626,312 20	683,917 73	681,325 49	694,062 40
Normal schools.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Total.....	\$1,567,633 71	\$1,557,030 66	\$1,607,677 93	\$1,738,563 12	\$1,674,333 00	\$2,422,141 46	\$3,124,664 37	\$3,346,241 05	\$4,196,474 46
Special appropriations:									
University building appropriation.....	.....	.....	\$2,700 31	\$135,000 00	.....	\$50,000 00	.....	\$137,700 31	\$50,000 00
Normal School Appropriation.....	\$10,000 00	\$10,000 00	.....	50,000 00	\$20,000 00	25,000 00	\$20,000 00	50,000 00	45,000 00
Historical library building fund appropriation.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Total.....	\$10,000 00	\$10,000 00	\$62,700 31	\$335,000 00	\$170,000 00	\$175,000 00	\$80,000 00	\$397,700 31	\$345,000 00
Total expenditures for educational purposes.....	.....	.....	.....	.....	.....	.....	.....	.....	.....
Grand total.....	\$1,577,633 71	\$1,627,030 66	\$1,670,378 24	\$2,073,563 12	\$1,844,333 00	\$2,597,141 46	\$3,204,664 37	\$3,743,941 36	\$4,441,474 46
Recapitulation.									
Administrative:									
Regular expenditures.....	\$1,717,953 51	\$1,815,233 28	\$1,947,658 54	\$1,820,130 36	\$2,007,452 56	\$1,647,818 92	\$3,533,191 79	\$3,667,788 90	\$3,655,271 48
Special appropriation.....	14,834 63	473,146 97	33,773 80	5,287 64	35,902 92	64,286 30	487,981 60	39,061 44	100,189 22
Total administrative.....	\$1,732,788 14	\$2,288,380 25	\$1,981,432 34	\$1,825,418 00	\$2,043,355 48	\$1,712,105 20	\$4,021,173 39	\$3,706,850 34	\$3,755,460 70
Legislative.....	\$205,897 68	\$4,624 78	\$207,781 25	\$7,769 23	\$205,736 28	\$26,780 58	\$210,422 46	\$215,550 51	\$232,516 84
Judiciary.....	122,040 40	123,803 46	124,747 57	180,247 64	129,961 14	101,629 01	245,843 86	254,986 14	231,580 15
Educational:									
Regular expenditures.....	\$1,567,633 71	\$1,557,030 66	\$1,607,677 93	\$1,738,563 12	\$1,674,333 00	\$2,422,141 46	\$3,124,664 37	\$3,346,241 05	\$4,096,474 46
Special appropriations.....	10,000 00	70,000 00	62,700 31	335,000 00	170,000 00	175,000 00	80,000 00	397,700 31	345,000 00
Total educational.....	\$1,577,633 71	\$1,627,030 66	\$1,670,378 24	\$2,073,563 12	\$1,844,333 00	\$2,597,141 46	\$3,204,664 37	\$3,743,941 36	\$4,441,474 46
Grand total.....	\$3,638,364 93	\$4,043,739 15	\$3,884,339 46	\$4,086,997 99	\$4,223,386 90	\$4,437,656 25	\$7,682,104 08	\$7,971,337 45	\$8,691,042 15

†Does not include tuitions, etc., previously reported by Secretary of Board of Regents, amounting in 1901 to \$141,067.22, and in 1902 to \$131,763.35.

TABLE III.

comparison of the freight rates on hard and soft coal on the Chicago & Northwestern Railroad in Wisconsin and Illinois. The comparison includes the rates from Milwaukee to one hundred and twenty-one towns in Wisconsin, and from Chicago to one hundred and twenty-one towns in Illinois, the distances in both cases being about the same.

Rate per ton—Carload lots.

Wisconsin.		Illinois.		Hard Coal.				Soft Coal.			
Between Milwaukee and		Between Chicago and		Rates.		Excess for Wisconsin.		Rates.		Excess for Wisconsin.	
Names.	Miles.	Names.	Miles.	Wis.	Ill.	Am't. cts.	Pr. ct.	Wis.	Ill.	Am't. cts.	Pr. ct.
Madison.....	82	Ashton.....	83.8	\$1 50	\$1 30	20	15.4	\$1 35	\$1 00	35	35.0
Waukegan.....	91.8	Nachusa.....	92.9	1 60	1 30	30	23.1	1 35	1 00	35	35.0
Dane.....	96.6	Dixon.....	97.9	1 60	1 30	30	23.1	1 35	1 00	35	35.0
Lodi.....	101.4	Winnebago.....	100.1	1 60	1 30	30	23.1	1 35	1 00	35	35.0
Okeech.....	105.3	Nelson.....	100.5	1 60	1 30	30	23.1	1 35	1 00	35	35.0
Merrimac.....	108	Sterling.....	109.5	1 60	1 30	30	23.1	1 35	1 00	35	35.0
Baraboo.....	118.9	Round Grove.....	118.6	1 75	1 30	45	34.6	1 35	1 00	35	35.0
N. Freedom.....	125.1	Union Grove.....	123.8	1 75	1 30	45	34.6	1 35	1 00	35	35.0
Reedsburg.....	134.5	Fulton.....	133.5	1 75	1 30	45	34.6	1 35	1 00	35	35.0
La Valle.....	142.3	Morse.....	145	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Waukegan.....	149.4	Broadmoor.....	151	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Union Centr.....	152.3	Broadmoor.....	151	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Elroy.....	156.2	Camp Grove.....	156.4	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Kendall.....	162.4	Speer.....	162.1	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Wilkes.....	171.6	Radner.....	176.3	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Norwalk.....	177.1	Radner.....	176.3	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Summit.....	180.1	Limestone.....	182.4	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Sparta.....	189.9	Peoria.....	189.3	1 75	1 30	45	34.6	1 35	1 10	25	22.7
Waukegan.....	19.6	Arling. Hts.....	22.4	50	60			50	60		
Wales.....	26.1	Palatine.....	26.1	60	60			60	60		
Donsman.....	27.2	Barrington.....	31.6	80	60	20	33.3	70	80	10	16.7
Helenville.....	44	Ridgefield.....	45.7	1 00	85	15	17.7	90	85	05	5.9
Lake Mills.....	56	Hartland.....	55.7	1 10	90	20	22.2	1 00	89	11	12.4
London.....	61.5	Harvard.....	62.7	1 20	90	30	33.3	1 15	90	25	27.8
Deerfield.....	64.8	Lawrence.....	64.8	1 30	90	40	44.4	1 30	90	40	44.4
Cot'ee Grove.....	71.5	Capron.....	70.1	1 40	1 00	40	40.4	1 40	92	47	50.5
Verona.....	93.1	Rockford.....	92.9	1 60	1 20	40	33.3	1 60	98	42	42.9
Riley's.....	99	Winnebago.....	100.1	1 60	1 30	30	23.1	1 60	1 00	60	60.0
Klevenville.....	101.4	Winnebago.....	100.1	1 60	1 30	30	23.1	1 60	1 00	60	60.0
Mt. Horeb.....	105.4	Pecatonica.....	107.2	1 75	1 30	45	34.6	1 60	1 00	60	60.0
Blue Mound.....	110	Ridott.....	113.5	1 75	1 30	45	34.6	1 60	1 00	60	60.0
Barneveld.....	114.5	Ridott.....	113.5	1 75	1 30	45	34.6	1 60	1 08	60	60.0
Ridgeway.....	121	Freeport.....	121	1 75	1 30	45	34.6	1 60	1 00	60	60.0
Dodgeville.....	129.3	Manlins.....	128.3	1 75	1 30	45	34.6	1 60	1 03	57	35.3
Edmund.....	136.8	Buda.....	138.7	1 75	1 30	45	34.6	1 60	1 04	56	33.8
Cobb.....	140.2	Buda.....	138.7	1 75	1 30	45	34.6	1 60	1 04	56	33.8
Montfort.....	145.7	Morse.....	145	1 75	1 30	45	34.6	1 60	1 10	56	45.5
Preston.....	151.7	Broadmoor.....	151	1 75	1 30	45	34.6	1 75	1 10	65	54.5
Stetzer.....	159.7	Speer.....	162.1	1 75	1 30	45	34.6	1 75	1 10	65	54.5
Launcester.....	167.7	Akron.....	167.9	1 75	1 30	45	34.6	1 75	1 10	65	54.5
Fennimore.....	168	Speer.....	162.1	1 75	1 30	45	34.6	1 75	1 10	65	54.5
Werley.....	175	Akron.....	167.9	1 75	1 30	45	34.6	1 75	1 10	65	54.5
Woodman.....	175	Radnor.....	176.3	1 75	1 30	45	34.6	1 75	1 10	65	54.5
Livingston.....	150	Broadmoor.....	151	1 75	1 30	45	34.6	1 60	1 10	50	45.5
Renev.....	155	Camp Grove.....	155.6	1 75	1 30	45	34.6	1 60	1 10	50	45.5
Leslie.....	167	Speer.....	162.1	1 75	1 30	45	34.6	1 50	1 10	50	45.5
Ipswich.....	167	Akron.....	167.9	1 75	1 30	45	34.6	1 60	1 10	50	45.5
Platteville.....	171	Radnor.....	176.3	1 75	1 30	45	34.6	1 60	1 10	50	45.5
Elmo.....	171	Radnor.....	176.3	2 00	1 30	70	53.8	1 75	1 10	65	59.1
Benton.....	177	Radnor.....	176.3	2 00	1 30	70	53.8	1 75	1 10	65	59.1
Strawbridge.....	180	Limestone.....	182.4	2 00	1 30	70	53.8	1 75	1 10	65	59.1
Buncombe.....	181	Limestone.....	182.4	2 00	1 30	70	53.8	1 75	1 10	65	59.1
Sharon.....	97.5	Troy Grove.....	97.7	1 00	1 00			1 00	1 00		
Clinton Jct.....	89.8	Triumph.....	94	1 10	1 00	10	10	1 00	1 00		
Shopiere.....	85.9	Eastville.....	83	1 20	97	23	23.7	1 00	97	03	3.3
Janesville.....	77.2	Rollo.....	77.4	1 20	95	25	26.3	1 00	95	05	5

TABLE III — Continued.

Rate per ton—Carload lots.

Wisconsin.		Illinois.		Hard Coal.				Soft Coal.			
Between Milwaukee and		Between Chicago and		Rates.		Excess for Wisconsin.		Rates.		Excess for Wisconsin.	
Names.	Miles	Names.	Miles	Wis.	Ill.	Amt cts.	Pr ct.	Wis.	Ill.	Amt cts.	Pr ct.
Milton Jct.	69.3	Habbina Gve.	73	\$1 20	\$ 90	30 33.3		\$1 00	\$ 90	10 11.1	
Koshkonong	64.2	Carlton	68.4	1 20	85	35 41.2		1 00	85	15 17.7	
Ft. Atkinson	57.4	Elva	63	1 20	80	40 50.0		1 00	80	20 25	
Jefferson	51.7	Cortland	55.4	1 10	80	40 50		1 00	80	20 25	
Jefferson Jct	49.1	Maple Park	50.0	1 00	80	20 25		1 00	80	20 25	
Johnson's Ck	51.8	Algonquin	52.8	1 00	75	25 33.3		1 00	75	25 33.3	
Watertown	62.9	Terra Cotta	61.3	1 00	75	25 33.3		1 00	75	25 33.3	
Clyman	78.1	Richmond	76	1 00	75	25 32.3		1 00	75	25 33.3	
Juneau	84.9	Hebron	83.3	1 00	90	10 11.1		1 00	90	10 11.1	
Minn. Jct.	58.1	Alden	59.9	1 00	90	10 11.1		1 00	90	10 11.1	
Burnett Jct.	88.1	Alden	89.9	1 00	90	10 11.1		1 00	90	10 11.1	
Chester	79.8	Hebron	83.3	1 00	90	10 11.1		1 00	95	10 11.1	
Oak Center	74.8	Richmond	76	1 00	75	25 33.3		1 00	7	25 35.3	
Oakfield	71.7	Kingwood	69.5	1 00	75	25 33.3		1 00	75	25 33.3	
Fond du Lac	63.3	McHenry	65.8	1 00	75	25 33.3		1 00	75	25 33.3	
Clintonville	156	Camp Grove	155.6	1 30	1 30	00 00.0		1 30	1 10	20 18.2	
Embarrass	160.7	Speer	162.1	1 40	1 30	10 7.7		1 40	1 10	30 27.3	
Shawano	171	Radnor	176.3	1 40	1 30	10 7.7		1 40	1 10	30 27.3	
Mosling	185.4	Peoria	189.3	1 40	1 30	10 7.7		1 40	1 10	30 27.3	
Gillitt	183.9	Peoria	189.3	1 40	1 30	10 7.7		1 40	1 10	30 27.3	
Buckbee	160.2	Speer	162.1	1 40	1 30	10 7.7		1 40	1 10	30 27.3	
Marion	162.5	Speer	162.1	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Hunting	168	Akron	167.9	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Split Rock	171.4	Radnor	176.3	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Tigerton	174.7	Radnor	176.3	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Whitcomb	178.8	Limestone	182.4	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Wittenberg	183	Limestone	182.4	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Eland Jct.	187.1	Peoria	189.3	1 50	1 30	20 15.4		1 40	1 10	30 27.3	
Jackson	26.8	Palatine	26.1	80	60	20 38.3		75	60	15 25.0	
West Bend	33.9	Barrington	31.6	80	60	20 33.3		75	60	15 25.0	
Barton	35.3	Cary	38.3	80	70	10 12.8		75	60	15 25.0	
Keewaskum	41.5	Crystal Lake	42.9	90	75	15 20.0		80	75	05 6.7	
Campbell's Pt	47.7	Ridgefield	45.7	1 00	85	15 17.7		85	85	00 00.0	
Eden	55.4	Hartland	55.7	1 00	90	10 11.1		1 00	89	11 12.4	
Eldorado	72.9	Shabbona	73	1 00	1 00			1 00	90	10 11.1	
Rosendale	75.4	Pallo	77.4	1 00	1 00			1 00	95	15 15.8	
Ripon Jct.	83.9	Earlville	83	1 00	1 00			1 00	97	3 3.1	
Green Lake	89.8	Triumph	94	1 00	1 00			1 00	1 00		
Princeton	89.1	Troy Grove	97.7	1 00	1 00			1 00	1 00		
Neskor	108.8	Van Patten	111.2	1 10	1 30			1 10	1 00	10 10.0	
Wautoma	117.7	Hahnman	121	1 35	1 30	05 3.8		1 35	1 02	33 32.4	
Wild Rose	123.1	Manlius	128.3	1 40	1 30	10 7.6		1 40	1 03	37 35.9	
Almond	133.7	Buda	138.7	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Bancroft	141.5	Morse	145	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Kellner	152.9	Camp Grove	155.6	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Gr'd Rapids	159.6	Speer	162.1	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Vesper	168.9	Akron	167.9	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Arpin	174.1	Radnor	176.3	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Marshfield	193.2	Peoria	189.3	1 40	1 30	10 7.6		1 40	1 10	30 27.2	
Oconomowoc	31	Spalding	33	30	75	20 28.6		80	70	10 14.3	
Ixonia	37	Elgin	37	1 00	1 00	10 11.1		1 00	75	25 33.3	
Reeseville	53	N'w Lebanon	55	1 10	90	20 22.2		1 00	87	13 14.9	
Milton	62	Kingston	63	1 20	1 00	20 20.0		1 00	91	09 9.9	
Doylestown	73	Fairdale	72	1 50	1 00	50 50.0		1 20	93	27 29.0	
Rio	78	Davis Junct.	80	1 50	1 20	30 25.0		1 30	95	35 36.8	
Madison	85	Stillman Val.	85	1 50	1 30	20 15.4		1 35	96	40 40.6	
Lewiston	101	Adeline	101	1 50	1 30	20 15.4		1 35	1 00	35 35.0	
Mazomanie	104	Forest Jct.	107	1 75	1 30	45 34.6		1 35	1 00	35 35.0	
Kilbourn	110	Harper	110	1 50	1 30	20 15.4		1 35	1 00	35 35.0	

TABLE III — Continued.

Rate per ton — Carload lots.

Wisconsin.		Illinois.		Hard Coal.				Soft Coal.			
Between Milwaukee and		Between Chicago and		Rates.		Excess for Wisconsin.		Rates.		Excess for Wisconsin.	
Names.	Miles	Names.	Miles	Wis.	Ill.	Am't. cts.	Pr ct.	Wis.	Ill.	Am't. cts.	Pr ct.
Mauston....	128	Mt. Carrol..	128	\$1 50	\$1 30	20	15.4	\$1 35	\$1 00	35	35.0
Avoca.....	131	Hickory Gr..	131	1 75	1 30	45	34.6	1 35	1 00	35	35.0
Orange.....	139	Savannah....	138	1 50	1 30	20	15.4	1 35	1 00	35	35.0
Oconto.....	147	Thompson....	146	1 50	1 30	20	15.4	1 50	1 00	50	50.0
Wausaukee..	174	East Moline..	176	1 50	1 30	20	15.4	1 50	1 00	50	50.0
La Crosse... 198		Rock Island..	194	1 80	1 30	50	35.4	1 35	1 00	35	35.0
Total ...	13940	.....	14146	\$171 25	\$138 60	\$32 65	23.6	\$155 70	\$118 20	\$37 50	31.7

TABLE IV.

A comparison of the freight rates on grain, in Wisconsin and Illinois, on the Chicago, Milwaukee & St. Paul Railroad. The comparisons include the rates from fifty-four towns in Wisconsin to Milwaukee and from fifty-four towns in Illinois to Chicago; the distances in both cases being about equal.

Rate in cents per 100 pounds — Carload lots.

Wisconsin.		Illinois.		Grain.			
From places named to Milwaukee.	Miles.	From places named to Chicago.	Miles.	Rates in cents.		Excess for Wisconsin.	
				Wis.	Ills.	Am'ts.	Pr ct.
La Crosse Div.							
Ironia.....	37	Elgin.....	37	6	5.6	\$.40	7.14
Watertown.....	44	McQueen.....	43	7	5.83	1.17	20.07
Richwood.....	49	Hampshire.....	51	7	6.32	.68	10.76
Reeseville.....	55	New Lebanon.....	55	7.5	6.32	1.18	18.67
Elba.....	60	Genoa.....	59	8.5	6.5	2.00	30.77
Columbus.....	64	Kingston.....	63	9.	6.8	2.20	32.35
Fall River.....	67	Kirkland.....	67	9.5	7.05	2.45	34.75
Doylestown.....	73	Fairdale.....	72	10.	7.29	2.71	37.17
Wyocena.....	83	Stillman.....	85	10.	7.5	2.50	33.33
Portage.....	92	Leaf River.....	97	10.	7.86	2.14	27.22
Lewiston.....	101	Adeline.....	101	11.	8.	3.00	37.50
Kilbourn.....	109	Harper.....	110	11.	8.34	2.66	31.77
Orange.....	139	Savanna.....	138	11.	9.07	1.93	21.27
Hubbleton.....	52	New Lebanon.....	55	8.	6.32	1.68	26.58
Waterloo.....	58	Genoa.....	59	8.5	6.5	2.00	30.77
Marshall.....	61	Kingston.....	63	9.	6.8	2.20	32.35
Deanville.....	64	Kingston.....	63	9.	6.8	2.20	32.35
Sun Prairie.....	69	Kirkland.....	67	9.5	7.05	2.45	34.76
Burke.....	75	Monroe.....	75	10.	7.29	2.71	37.17
Madison.....	82	Stillman.....	85	11.	7.5	3.50	46.66
Darwin.....	87	Byron.....	89	11.	7.5	3.50	46.66
Windsor.....	93	Leaf River.....	97	11.	7.86	3.14	39.82
De Forest.....	96	Leaf River.....	97	11.	7.86	3.14	39.82
Arlington.....	102	Adeline.....	101	11.	8.	3.00	37.50
Poynette.....	104	Forreston.....	107	11.	8.34	2.66	31.77
Palmyra.....	42	McQueen.....	43	7.5	5.83	1.67	26.64
Whitewater.....	51	Hampshire.....	51	7.5	6.32	1.18	18.67
Lima.....	57	Genoa.....	59	7.5	6.5	1.00	15.38
Milton.....	62	Kingston.....	63	8.	6.8	1.20	17.65
Edgerton.....	71	Fairdale.....	72	9.	7.29	1.71	23.45
Stoughton.....	81	Davis Junction.....	80	9.5	7.29	2.21	30.31
McFarland.....	88	Byron.....	89	10.	7.5	2.50	33.33
Cross Plains.....	96	Leaf River.....	97	11.	7.86	3.14	39.95
Black Earth.....	101	Adeline.....	101	11.	8.	3.00	37.50
Arena.....	110	Harper.....	110	11.	8.34	2.66	31.77
Spring Green.....	118	Kittredge.....	117	11.	8.34	2.66	31.77
Lone Rock.....	123	Mt. Carroll.....	123	11.	8.5	2.50	29.40
Muscoda.....	137	Savanna.....	138	11.	9.07	1.93	21.27
Janesville.....	71	Fairdale.....	72	8.	7.29	.71	9.73
Hanover.....	79	Davis Junction.....	80	9.	7.29	1.71	23.46
Orford.....	83	Stillman.....	85	9.	7.5	1.50	20.00
Brodhead.....	90	Byron.....	89	9.5	7.5	2.00	26.66
Juda.....	96	Leaf River.....	97	10.	7.86	2.14	27.22
Monroe.....	103	Forreston Jct.....	107	10.	8.34	1.66	19.90
Brownston.....	113	Kittredge.....	117	10.	8.34	1.66	19.90
Gratiot.....	127	Mt. Carroll.....	123	10.	8.5	1.50	17.64
Shullsburg.....	138	Savanna.....	138	10.	9.07	.93	10.25
Minnesota Jct.....	57	New Lebanon.....	55	7.5	6.32	1.18	18.67
Rolling Prairie.....	59	Genoa.....	59	7.5	6.50	1.00	15.38
Beaver Dam.....	64	Kingston.....	63	8.	6.80	1.20	17.65
Fox Lake.....	74	Monroe.....	75	8.	7.29	.71	9.72
Randolph.....	81	Davis Junction.....	80	8.5	7.29	1.21	16.59
Cambria.....	87	Byron.....	89	9.	7.50	1.50	20.00
Pardeeville.....	96	Leaf River.....	97	10.	7.86	2.14	27.22
Total.....	4,474		4,515	506.5	389.19	\$116.31	27.00

TABLE V.

A comparison of the freight rates on grain in Wisconsin and Illinois on the Chicago & Northwestern Railway. The comparisons include the rates from thirty towns in Wisconsin to Milwaukee, and from thirty towns in Illinois to Chicago, the distance being about the same in both cases.

Rate in cents per 100 pounds for carload lots.

WISCONSIN.		ILLINOIS.		GRAIN.			
From stations named to Milwaukee.	Miles.	From stations named to Chicago.	Miles.	Rates.		Excess for Wisconsin.	
				Wis.	Ills.	Am't.	Prct.
Sullivan	39	Clintonville	39	6	5.6	.4	7.1
Heleville	44	Elgin	43	6.5	5.6	.9	16.1
Jefferson Jct	50	Gilberts	50	7	6.08	.92	15.1
Lake Mills	58	Huntley	55	8	6.32	1.68	23.6
London	62	Union	63	8.5	6.8	1.7	25.0
Deerfield	65	Marengo	66	9	7.05	1.95	27.6
Cottage Grove	72	Garden Prairie	72	9.5	7.29	2.21	30.8
Madison	82	Cherry Valley	84	11	7.5	3.5	46.7
Verona	91	Rockford	83	11	8	3	37.5
Rileys	99	Winnebago	100	11	8	3	37.5
Mt. Horeb	106	Pocatonica	107	11	8	3	37.5
Barneveld	115	Ridott	114	11	8.34	2.66	31.9
Ridgeway	121	Freeport	121	11	8.84	2.66	31.9
Edmunds	138	Fulton	136	11	9.07	1.93	21.3
Brooklyn	98	Winnebago	100	10	8	2	25
Oregon	93	Rockford	93	10	8	2	25
Syene	88	Franklin Grove	88	10	7.8	2.2	28.2
Mendota	87	Franklin Grove	88	11	7.8	3.2	41
Waunakee	92	Rockford	93	11	8	3	37.5
Dane	97	Dixon	98	11	8	3	37.5
Lodi	102	Nelson	101	11	8	3	37.5
Okee	108	Pecatonica	107	11	8	3	37.5
Merrimac	108	Sterling	110	11	8	3	37.5
Kirkland	115	Ridott	114	11	8.34	2.66	31.9
Devil's Lake	116	Round Grove	119	11	8.5	2.5	29.4
Haraboo	119	Round Grove	119	11	8.5	2.5	29.4
Kirkwood	123	Morrison	124	11	8.5	2.5	29.4
North Freedom	126	Union Grove	123	11	8.8	2.2	25
Ablemans	129	Union Grove	123	11	8.8	2.2	25
Reedsburg	135	Fulton	136	11	9.07	1.93	21.3
Total	2,877	.....	2,792	301.5	234.1	70.4	30.1

TABLE VI.

A comparison of the freight rates on grain in Wisconsin and Illinois. The comparisons include the rate from 26 towns to Milwaukee on the Chicago & Northwestern Railroad in Wisconsin, and from the same number of towns to Chicago on the Chicago, Burlington & Quincy Railroad in Illinois, the distance being about the same for both states.

Rate in cents per 100 pounds, carload lots.

WISCONSIN.		ILLINOIS.		GRAIN.			
From stations named below to Milwaukee.	Miles.	From stations named to Chicago.	Miles.	Rates.		Excess for Wisconsin.	
				Wis.	Ills.	Am't.	Pct.
Cobb.....	141	Duncan.....	144	11	8	3	37.50
Montford.....	146	Monica.....	148	11	8	3	37.50
Preston.....	153	Brimfield.....	155	11	8	3	37.50
Lancaster Jct.....	156	Brimfield.....	155	11	8	3	37.50
Stitzer.....	160	Elmwood.....	162	11	8	3	37.50
Lancaster.....	168	Farmington.....	169	11	8	3	37.50
Fennimore.....	159	Yates City.....	164	11	8	3	37.50
Wexley.....	166	Knoxville.....	168	11	8	3	37.50
Woodman.....	175	Maquon.....	172	11.5	8	3.50	43.75
Livingston.....	150	Monica.....	148	11	8	3	37.50
Leslie.....	161	Yates City.....	164	11	8	3	37.50
Ipswich.....	167	Farmington.....	169	11	8	3	37.50
Platteville.....	171	Gilson.....	174	11	8	3	37.50
Elmo.....	171	Gilson.....	174	11	8	3	37.50
Cuba City.....	174	Edwards.....	175	11	8	3	37.50
Benton.....	177	Pottsville.....	177	11	8	3	37.50
Strawbridge.....	180	Canton.....	181	11	8	3	37.50
Buncombe.....	181	Bryant.....	188	11	8	3	37.50
La Valle.....	143	Altona.....	147	11	8.32	2.68	32.21
Woneawoc.....	150	Oneida.....	151	11	8.32	2.68	32.21
Union Center.....	153	Wataga.....	155	11	8.32	2.68	32.21
Elroy.....	157	Wataga.....	155	11	8.32	2.68	32.21
Glendale.....	162	Galesburg.....	163	11	8.32	2.68	32.21
Kendall.....	163	Galesburg.....	163	11	8.32	2.68	32.21
Wilton.....	172	Abingdon.....	173	11	8.25	2.65	31.74
Norwalk.....	178	St. Augustine.....	1.9	11	8.5	2.50	29.41
Summit.....	181	Avon.....	183	11	8.7	2.30	26.43
Sparta.....	190	Bushnell.....	192	11	8.84	2.16	24.43
Rockland.....	198	Bardolph.....	196	11	9	2	22.22
Bangor.....	200	Macomb.....	203	12	9.25	2.75	29.73
West Salem.....	204	Macomb.....	203	12.5	9.25	3.25	35.13
Medary.....	212	Colchester.....	210	12.5	9.5	3.00	31.57
La Crosse.....	216	Colmar.....	218	12.5	10	2.50	25.00
Total.....	4,638		5,678	369.00	275.31	93.69	34.03

TABLE VII.

A comparison of the freight rates on grain in Wisconsin and Illinois. The comparisons include the rates from 26 towns to Milwaukee on the C. M. & St. P. Ry. in Wisconsin, and from the same number of towns to Chicago on the C., B. & Q. Ry. in Illinois, the distances in both cases being about the same.

Rate in cents per 100 pound car-load lots.

WISCONSIN.		ILLINOIS.		GRAIN.			
From station named to Milwaukee.	Miles.	From station named to Chicago.	Miles.	Rates.		Excess for Wisconsin.	
				Wis.	Ills.	Am't.	Pr ct.
Camp Douglas....	141	Duncan.....	144	11	8	3	37.50
Oakdale.....	147	Monica.....	148	11	8	3	37.50
Tomah.....	154	Brunfield.....	153	11	8	3	37.50
Tunnell City.....	157	Brunfield.....	155	11	8	3	37.50
Lafayette.....	164	Elmwood.....	162	11	8	3	37.50
Sparta.....	170	Farrington.....	169	11	8	3	37.50
Rockland.....	177	Pottstown.....	177	11.5	8	3.5	43.75
Bangor.....	181	Canton.....	181	12	8	4	50.00
West Salem.....	185	Bryant.....	188	12.5	8	4.5	56.25
Medary.....	192	Lewiston.....	194	12.5	8	4.5	56.25
La Crosse.....	196	Lewiston.....	194	12.5	8	4.5	56.25
Leon.....	176	Edwards.....	175	11	8	3	37.50
Meloina.....	182	Canton.....	181	11	8	3	37.50
Cashton.....	189	Lewiston.....	194	11.5	8	3.5	43.75
Westby.....	197	Bardolph.....	196	12.5	9	3.5	48.89
Viroqua.....	205	McComb.....	203	12.5	9.25	3.25	35.14
Blue River.....	142	Altona.....	147	11	8.32	2.68	32.21
Boscobel.....	152	Onelda.....	151	11	8.32	2.68	32.21
Woodman.....	157	Wataga.....	155	11.5	8.32	3.18	38.22
Wauzeka.....	161	Galesburg.....	163	12	8.32	3.68	44.23
Bridgeport.....	172	Abington.....	173	12.5	8.35	4.15	49.70
Prairie du Chien.....	179	St. Augusta.....	179	12.5	8.5	4	47.05
Calamine.....	143	Altona.....	147	10.8	8.32	2.18	28.20
Mineral Point.....	152	Onelda.....	151	11	8.32	2.68	32.21
Belmont.....	153	Wataga.....	155	11	8.32	2.68	32.21
Platteville.....	161	Galesburg.....	163	11	8.32	2.68	32.21
Total.....	3,385		3,400	299.5	213.66	185.84	40.1878

MESSAGE FROM THE SENATE.

By T. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks concurrence in,

Jt. Res. No. 5, S.,

Relating to adjournment.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 5, S.,

Resolved by the senate, the assembly concurring, That when the legislature adjourns today it be until Tuesday, January 20, at 2:00 o'clock p. m.

Was concurred in.

LEAVE OF ABSENCE

Was granted

To Mr. Ainsworth indefinitely.

On motion,

The chair appointed to represent the assembly at the funeral¹ obsequies of Mrs. Roderick Ainsworth at Merton, Wis., Messrs. James Johnstone, W. W. Andrew, A. H. Dahl and J. M. Crowley.

On motion of Mr. Chandler,

The assembly adjourned.

TUESDAY, JANUARY 20, 1903,
2 O'CLOCK P. M

The assembly met.

The speaker in the chair.

The Rev. E. Schuette, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Barker, Bartlett, Bartzén, Becker Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thomas, Johnston, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Ray, Reed, Reynolds, Root, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoresen Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, Whitson, Williams, Willott and Mr. Speaker—91.

Absent—Messrs. Karel, Rankl, Rupp and Slade.

Absent with leave—Mr. Ainsworth—1.

LEAVE OF ABSENCE

Was granted

To Messrs. David Evans, Jr., and J. M. Crowley, indefinitely

To Mr. White for twenty-four hours.

On motion of Mr. Cady,

The assembly took a recess until 3 p. m.

The journal of January 15 was approved.

RESOLUTIONS INTRODUCED.

By Mr. F. Johnson:

Jt. Res. No. 2, A.,

Resolved by the assembly, the senate concurring, That the superintendent of public property be and he is hereby directed to furnish and attach to each desk in the assembly chamber a narrow case provided with lock and key and suitable for the safe keeping of both volumes of the Wisconsin statutes.

Laid over.

By Mr. Root:

Res. No. 7, A.,

Resolved, That the sergeant-at-arms of the assembly be and he is hereby authorized to order 100 additional copies of each printed bill and of each issue of the journal of the assembly, for the purpose of supplying county clerks as required by chapters 412 and 430, laws of 1901.

Referred to committee on State Affairs.

LETTERS, PETITIONS, ETC.

By Mr. Root:

Pet. No. 1, A.,

A petition in the form of a resolution of the common council of the city of Appleton, for an amendment to the police and fire commission law.

To committee on Cities.

By Mr. Root:

Pet. No. 2, A.,

A petition, being in the form of a resolution of the common council of the city of Appleton, for the repeal of chapter 51 of the Wisconsin statutes, relating to taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Carberry:

Pet. No. 3, A.,

A petition, for the passage of a bill to amend law relating to fishing in Lake De Neve.

To committee on Fish and Game.

RESOLUTIONS CONSIDERED.

Res. No. 5, A.,

Resolved, That the superintendent of public property be and is hereby instructed to purchase for the use of the assembly 160 improved Keystone binder files for the assembly journals, and 320 for the senate and assembly bills.

Mr. Whitson offered the following amendment to joint resolution No. 5:

To amend so as to read 200 Keystone binders for the assembly journal, 200 for the senate bills and 200 for the assembly bills.

Referred to committee on Claims.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Ray:

No. 1, A.,

A bill to amend section 459, Wisconsin statutes of 1898, relating to schools.

To committee on Education.

By Mr. Dahl:

No. 2, A.,

A bill to appropriate twenty-five thousand dollars as a deficiency fund to complete buildings late in progress of erection at the Wisconsin home for feeble minded; to furnish and equip the same for occupancy; and to adjust balances of expenses incurred in the erection and equipment of such buildings.

To committee on Claims.

By Mr. Potter:

No. 3, A.,

A bill to repeal chapter 188 of the laws of 1901, being an act to encourage attendance upon free high schools.

To committee on Education.

By Mr. Carberry:

No. 4, A.,

A bill amending chapter 209 of the laws of 1897 relating to fish in Lake De Neuve.

To committee on Fish and Game.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks concurrence in,

Jt. Res. No. 6, S,

To investigate the reason why the people of our state cannot obtain coal.

Resolution concurred in.

APPOINTMENT OF COMMITTEES.

The chair announced the appointment of the following standing committees:

Judiciary—F. A. Cady, chairman; Ira B. Bradford, A. S. Douglas, H. L. Ekern, W. C. Cowling, M. S. Dudgeon, M. J. Wallrich, R. C. Smelker, F. J. Carpenter, E. A. Strong, Jos. F. Martin.

State Affairs—W. L. Root, chairman; George W. Koch, H. W. Waterman, D. G. Williams, J. P. Chandler, J. A. Fridd, C. H. Smith.

Cities—G. H. Ray, chairman; George Rankl, A. S. Douglas, W. W. Andrew, W. L. Root, John Dixon, Wm. Finnegan, Fred Breitwisch, William Arneman.

Manufactures—George Rankl, chairman; J. A. Brittan, John Loebs, Wm. Finnegan, John Dixon, C. A. Sidler, Joseph Crowley.

Assessment and Collection of Taxes.—S. E. Smalley, chairman; A. H. Dahl, E. W. Whitson, Henry Johnson, James Dinsdale, H. C. Doolittle, N. J. Terens.

Corporations—Ira B. Bradford, chairman; Frederick Hartung, Chas. Reynolds, M. J. Walrich, F. C. Westfahl, Jr., Philip Hamm, J. N. Coffland.

Finance, Banks and Insurance—N. E. Lane, chairman; F. H. Lord, C. F. Morris, W. S. Braddock, R. E. Tarrell, H. C. Doolittle, L. A. Karel.

Railroads—C. W. Gilman, chairman; J. A. Frear, W. S. Braddock, R. Ainsworth, R. E. Tarrell, George P. Stevens, George E. Beedle, O. G. Kinney, W. S. Irvine, F. M. Reed, Lewis Benson.

Education—James Johnston, chairman; F. H. Lord, W. B. Bartlett, J. P. Chandler, J. S. Donald, E. W. Whitson, R. W. E. Fritzke.

Town and County Organization—David Hodgins, chairman; R. J. Morgan, C. F. Morris, P. J. Cosgrove, Frank A. Cady.

Public Lands—George P. Stevens, chairman; David Evans, Jr., H. L. Ekern, James Johnston, W. F. LaDu.

Military Affairs—A. E. Smith, chairman; C. A. Sidler, Chas. Reynolds, Fred Breitwisch, S. E. Smalley, F. C. Westfahl, Jr., W. F. LaDu.

Public Health and Sanitation—E. W. Whitson, chairman; S. F. Verbeck, James Dinsdale, J. A. Brittan, B. S. Potter.

Legislative Expenditures—Thomas Johnson, chairman; A. L. Osborn, R. F. Thiessenhusen, R. A. Lang, Frank Haderer.

Privileges and Elections—W. W. Andrew, chairman; J. A. Frear, Simon Thoreson, Edward Le Roy, John Loebs, B. S. Peterson, B. S. Potter.

Federal Relations—Frederick Hartung, chairman; Charles Barker, N. E. Lane, G. H. Ray, N. E. Becker.

Public Improvements—W. B. Bartlett, chairman; F. M. Price, F. J. Kimball, Philip Hamm, Joseph Carberry.

Dairy and Food—S. D. Slade, chairman; Thomas Johnson, J. S. Donald, Franklin Johnson, Alexander White, P. J. Cosgrove, W. S. Irvine, W. B. Bartlett, H. R. Moldenhauer.

Engrossed Bills—O. G. Kinney, chairman; George H. Ray, S. E. Smalley, C. L. Valentine, Frank Hassa.

Roads and Bridges—B. S. Peterson, chairman; F. M. Price, R. A. Lang, Herman Miller, Lewis Rupp.

Agriculture—R. Ainsworth, chairman; Thos. Johnson, Alexander White, T. G. Thompson, Franklin Johnson, J. A. Fridd, G. J. Kern.

Ways and Means—Joseph Willott, chairman; Charles Barker, Herman Miller, R. F. Thiessenhusen, T. F. Timlin.

Lumber and Mining—Henry Johnson, chairman; A. E. Smith, F. J. Carpenter, C. W. Gilman, Peter Bartzén.

Enrolled Bills—George D. Beedle, chairman; Joseph Willott, Jr., M. S. Dudgeon, R. C. Smelker, E. L. Hannifin.

Bills on Third Reading—F. H. Lord, chairman; S. D. Slade, C. W. Gilman, Peter Bartzén, Jacob Kehrein.

JOINT COMMITTEES.

Claims—David Evans, Jr., chairman; George W. Koch, R. J. Morgan, S. F. Verbeck, E. W. Evans.

Printing—W. C. Cowling, chairman; T. G. Thompson, Jacob Kehrein.

Fish and Game—C. L. Valentine, chairman; Edward LeRoy, David Hodgins, A. L. Osborne, Joseph Crowley.

Forestry and Lumber—Simon Thoreson, chairman; E. A. Strong, F. M. Reed, C. L. Valentine, D. L. Hannifin.

Charitable and Penal Institutions—A. H. Dahl, chairman; D. G. Williams, J. A. Fridd, F. J. Kimball, R. W. E. Fritzke.

On motion of Mr. Strong,

The portions of the governor's message relating to the various topics of legislation were referred to the appropriate committees.

On motion of Mr. Haderer,

The assembly adjourned.

WEDNESDAY, JANUARY 21, 1903.
10 O'CLOCK, A. M.

The assembly met.

The speaker in the chair.

The Rev. E. Schuette, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannitin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, Whitson, Williams, Willett and Mr. Speaker—94.

Absent—E. W. Evans.

Absent with leave—Messrs. Ainsworth, Crowley, D. Evans Jr., and White—4.

RESOLUTIONS INTRODUCED.

By Mr. Cady:

Res. No. 7, A.,

Resolved, That the membership of the Judiciary committee of this assembly be increased from eleven to twelve members, and that the speaker be and hereby is authorized and empowered to appoint one member in addition to the eleven members already appointed.

Adopted.

By Mr. Gilman:

Res. No. 8, A.,

Resolved, That the superintendent of public property be and he is hereby instructed to furnish to the sergeant-at-arms for distribution in the assembly the Waterman fountain pen in place of those already furnished, and also to furnish each member of the assembly a letter file.

Adopted.

By Mr. Cady:

Res. No. 9, A.,

Resolved, That the membership of the committee on Cities of this assembly be increased from nine to ten members, and that the speaker is hereby authorized and empowered to appoint one member in addition to the nine already appointed.

Adopted.

By Mr. Frear:

Jt. Res. No. 3, A.,

Resolved by the assembly, the senate concurring, That the president pro tem. of the senate and the speaker of the assembly be added to the joint committee on Rules.

Adopted.

LETTERS, PETITIONS, ETC.

By Mr. Slade:

Pet. No. 4, A.,

A petition to amend law relating to supervisors of assessment, giving supervisors more power and authority to compel the disclosure of taxable property.

Referred to committee on Assessment and Collection of Taxes.

By Mr. Slade:

Pet. No. 5, A.,

A petition asking for an amendment to the one-mill school tax law in order to equally distribute the burden of said tax among the several counties.

Referred to the committee on Assessment and Collection of Taxes.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 2, A.,

Providing a case for keeping of volumes of Wisconsin statutes on desks of members.

Referred to committee on Legislative Expenditures.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in.

Jt. Res. No. 5, S.,

Relating to time for close of introduction of new business.

Jt. Res. No. 7, S.,

Relating to number of votes cast for governor and congressmen.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 5, S., and Jt. Res. No. 7, S.,
Were laid over.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Root, by request:

No. 5, A.,

A bill to amend section 1319 of the Wisconsin statutes, relating to county aid in completing or repairing bridges.

To committee on Roads and Bridges.

By Mr. Thompson:

No. 6, A.,

A bill to amend section 1072A, of the Wisconsin statutes as amended by section 20, chapter 351, of the laws of 1899, relative to the collection and distribution of the state school tax.

To committee on State Affairs.

By Mr. Strong:

No. 7, A.,

A bill to amend section 1038 of chapter 48, Wisconsin statutes relating to the exemption of property from assessment and taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Doolittle:

No. 8, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes relating to county aid in building and repairing bridges.

To committee on Roads and Bridges.

By Mr. Timlin:

No. 9, A.,

A bill to amend sub-division 11 of section 1038 of the Wisconsin statutes, as amended by chapter 95 laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Strong:

No. 10, A.,

A bill to enable cities to pay salaries to their mayors.

To committee on Cities.

By Mr. Thoreson:

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg, in Burnett county, and to create the town of Anderson.

To committee on Town and County Organization.

By Mr. Ray:

No. 12 A.,

A bill to prevent fraudulent duplicate registration in cities of first, second and third class.

To committee on Privileges and Elections.

By Mr. Ray:

No. 13, A.,

A bill to amend section 1240 of Wisconsin statutes relating to the levy and collection of poll tax and exempting certain classes from the payment thereof.

To committee on Assessment and Collection of Taxes.

By Mr. Ray:

No. 14, A.,

A bill to authorize the La Crosse and Black River Railroad company, its successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of creating hydraulic power to operate its railroad and for the production and transmission of light, heat and power and for any other lawful public purpose.

To committee on Lumber and Mining.

By Mr. Douglas:

No. 15, A.,

A bill to fix the terms of office in cities of the second, third and fourth class, and to amend chapter 443 of the laws of 1901.

To committee on Cities.

By Mr. Douglas:

No. 16, A.,

A bill relating to the appointment of guardian for non-resident and absent persons, and amendatory of section 3980 of chapter 170 of the Wisconsin statutes.

To committee on Judiciary.

By Mr. Ekern:

No. 17, A.,

A bill to provide the legislature with Dickey's annotations to the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Lang:

No. 18, A.,

A bill requiring corporations to make report to the secretary of state and providing for the cancellation of articles of incorporation for failure to do so.

To committee on Judiciary.

By Mr. Lang, by request:

No. 19, A.,

A bill to amend section 2356 of the revised statutes of Wisconsin, relating to divorce from the bond of matrimony.

To committee on Judiciary.

APPOINTMENTS OF COMMITTEES.

The chair announced the appointment of Mr. Morris as the additional member of the Judiciary committee as provided by Res. No. 7, A., and Mr. Valentine as the additional member of the committee on Cities, as provided by Res. No. 9, A.

Mr. Smalley asked to be relieved of service on committee on Military Affairs.

Granted.

Mr. Valentine asked to be relieved from service on committee on Engrossed Bills.

Granted.

The chair appointed Mr. Szymorek a member of the committee on Engrossed Bills and of the committee on Military Affairs.

On motion of Mr. Whitson,

The assembly adjourned.

THURSDAY, JANUARY 22, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. E. Schuette, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hamm, Hannifin, Hassa, Hodgkins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith' A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—92.

Absent with leave—Messrs. Ainsworth, Crowley, D. Evans, Jr.—3.

LEAVE OF ABSENCE

Was granted

To Messrs. Ekern, Gilman and Benson for this session.

CORRECTION OF JOURNAL.

The journal of January 21 was approved.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Rankl:

No. 20, A.,

A bill to legalize conveyances of real property made by husband directly to wife and the records of such conveyances.

To committee on Judiciary.

By Mr. Rankl (by request):

No 21 A.,

A bill to provide attorneys for poor persons.

To committee on Judiciary.

By Mr. Kinney:

No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes, relating to fees of the county judges.

To committee on Judiciary.

By Mr. Kinney:

No. 23, A.,

A bill to amend chapter 166a, Wisconsin statutes, relating to the establishment of heirships and fixing the compensation therefor for the county judge.

To committee on Judiciary.

By Mr. Lane:

No. 24, A.,

A bill to amend section 751 of the Wisconsin statutes, relating to the compensation of district attorneys.

To committee on Judiciary.

By Mr. Kinney:

No. 25, A.,

A bill to amend section seven, chapter 301, of the laws of 1899, relating to marriage licenses.

To committee on Judiciary.

By Mr. Strong:

No. 26, A.,

A bill to amend chapter 7, entitled "The common council, its powers," of chapter 40a, of Wisconsin statutes, relating to the organization and government of cities under general law.

To committee on Cities.

By Mr. Brittan:

No. 27, A.,

A bill relating to the assessment and collection of special taxes for repairing and constructing sidewalks and for paving or repairing the driveway on bridges in cities, upon which improved property abuts.

To committee on Cities.

By Mr. Kimball:

No. 28, A.,

A bill to legalize the acts and proceedings of the county board of supervisors of Adams county, in the matter of fixing the salary of the county judge.

To committee on Judiciary.

By Mr. Andrew:

No. 29, A.,

A bill to regulate the operation of warehouses for the storage of grain and issuing of warehouse receipts.

To committee on State Affairs.

By Mr. Dinsdale:

No. 30, A.,

A bill to amend section, 4, 10, 11 and 15, chapter 358, laws of the state of Wisconsin of 1901, relating to game laws.

To committee on Fish and Game.

REPORTS OF STANDING COMMITTEES.

The committee on Legislative Expenditures, to whom was referred

Jt. Res. No. 2, A.,

Directing the superintendent of public property to furnish desk cases for Wisconsin statutes,

Has had the same under consideration, and instructs me to report the same back with an amendment as follows, and with the recommendation that when so amended the joint resolution be adopted:

Amend by adding the following words: "The desk fixtures herein named shall consist of an upright bar in front of shelves and placed not to exceed two inches distant from same, with two doors placed in front of said upright bar and attached on each side of desk, in such manner as to protect said shelves, and to be provided with a hook on one door to fasten to upright bar and with lock and hasp. The wood used in construction to be stained to conform as nearly as possible to the walnut in the desks."

Unanimously agreed to by whole committee.

THOMAS JOHNSON,
Chairman.

The amendment was adopted.

Jt. Res. No. 2, A., as amended,

Was adopted,

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in,
Jt. Res. No. 10, S.,
Relating to adjournment.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 10, S.,
Relating to adjournment.
Non-concurred in.

RESOLUTIONS CONSIDERED.

On motion of Mr. Valentine,
The assembly reconsidered the vote by which
Res. No. 8, A.,

Instructing the superintendent of public property to furnish Waterman fountain pens to the sergeant-at-arms for distribution among the members,

Was adopted.

On motion of Mr. Valentine,
Res. No. 8, A.,

Was amended by striking out the word "Waterman" and inserting in lieu thereof the word "Parker."

Adopted as amended.

Jt. Res. No. 5, S.,

Relating to time for close of introduction of new business.

Concurred in.

Jt. Res. No. 7, S.,

Relating to number of votes cast for governor and congressmen.

Concurred in.

APPOINTMENT OF COMMITTEES.

The chair announced the appointment of the following committee to represent the assembly on the joint committee to investigate the shortage of coal in the state, as provided by Jt. Res. No. 6, S.:

Messrs. Dahl, A. E. Smith, Brittan, Westfahl, Henry Johnson and Martin.

COMMUNICATION TO THE LEGISLATURE.

The testimony and exhibits taken in the contest for membership of the assembly from the second district of Racine county of John Kempers vs. Edward F. Rakow were referred by the speaker to the committee on Privileges and Elections.

LEAVE OF ABSENCE

Was granted

To Messrs. Barker, Lang and Bartzen for January 23.

On motion of Mr. Dahl,
The assembly adjourned.

FRIDAY, JANUARY 23, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. E. Schuette, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Bartlett, Becker, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hannifin, Hassa, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Martin, Moldenhauer, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrel, Terens, Thompson, Timlin, Valentins, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker--79.

Absent with leave--Messrs. Ainsworth, Barker, Bartzen, and Lang--4.

LEAVE OF ABSENCE

Was granted.

To Messrs. Beedle, Carberry, Hamm, Irvine, Lord, Miller, Morgan, Slade, Thiessenhusen, Thoreson, Ekern, Gilman and Benson--13.

CORRECTIONS OF JOURNAL.

The journal of January 22 was approved.

LETTERS AND PETITIONS.

By Mr. Cady:

Pet. No. 6, A.,

Petition of S. I. Heidenreich and others, asking for an amendment to the assessment laws.

Referred to committee on Assessment and Collection of Taxes.

MOTIONS AND RESOLUTIONS.

On motion of Mr. Whitson,

Res. No. 5, A.,

For the purchase of Keystone file binders,

Was returned to the clerk's desk for immediate correction.

The ayes and noes being demanded, the motion was lost.

The vote was as follows: Ayes, 4; noes, 76; absent or not voting, 19.

Ayes—Messrs. Andrew, Braddock, Brittan and Whitson—4.

Noes—Messrs. Arneman, Bartlett, Becker, Bradford, Breitwisch, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hannifin, Hassa, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, LeRoy, Loebs, Martin, Moldenhauer, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westphal, White, Williams, Willott and Mr. Speaker—78.

Absent or not voting—Messrs. Ainsworth, Barker, Bartzén, Beedle, Benson, Carberry, Crowley, Ekern, Gilman, Hamm, Hartung, Hodgins, Irvine, Lang, Lane, Lenroot, Lord, Miller, Morgan, Slade, Thiessenhusen and—17.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. E. W. Evans:

No. 31, A.,

A bill refunding taxes paid to the state of Wisconsin under chapter 355, laws of 1899, pertaining to the taxes of legacies and inheritances.

To committee on Assessment and Collection of Taxes.

By Mr. Thomas Johnson:

No. 32, A.,

A bill to amend section 4562d of the Wisconsin statutes, as amended by section 9, chapter 311, of the laws of 1899, and by section 9, chapter 358 of the laws of 1901, relating to game.

To committee on Fish and Game.

By Mr. Whitson:

No. 33, A.,

A bill to amend section 1, chapter 439, laws of Wisconsin, 1901, relating to second grade certificates.

To committee on Education.

By Mr. Frear:

No. 34, A.,

A bill to provide for primary elections for nominations to office by direct vote of the people.

To committee on Privileges and Elections.

By Mr. Cady:

No. 35, A.,

A bill to appropriate to the town of Rudolph in Wood county, a sum of money as therein named.

To committee on Claims.

By Mr. Morris:

No. 36, A.,

A bill to authorize Alvin A. Muck, his heirs, associates and assigns, to build and maintain a dam across Brule river in Douglas county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Cady:

No. 37, A.,

A bill to amend section 698, of the Wisconsin statutes, relating to the election and terms of county officers.

To committee on Judiciary.

By Mr. Dudgeon:

No. 38, A.,

A bill to change the boundaries of the ninth and third judicial circuits and to fix the times for holding court in the county of Marquette and the ninth judicial circuit.

To committee on Judiciary.

By Mr. Cowling:

No. 39, A.,

A bill to facilitate the trial of issues triable by the court.

To committee on Judiciary.

By Mr. Andrew:

No. 40, A.,

A bill to provide for political nominations by direct vote.

To committee on Privileges and Elections.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in
Jt. Res. No. 3, A.,

Relating to committee on Rules.

And has adopted, and asks the concurrence of the assembly
in,

Jt. Res. No. 8, S.,

Memorializing congress in regard to the inter-state commerce.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 8, S.,

Concurred in.

ADJOURNMENT.

On motion of Mr. Kinney,

The assembly adjourned to Monday, January 26, 8:30 o'clock
p. m.

MONDAY, JANUARY 26, 1903.

8:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. E. G. Updike, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans, D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilmam, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos. Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morris, Morgan, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thompson, Timlin, Valentine, Wallrich, Westfahl, White, Whitson, Willott and Mr. Speaker—89.

Absent—Messrs. Dahl, Dinsdale, Dixon, Hartung, Laug, Osborn, Thoreson, Verbeck, Waterman and Williams—10.

LEAVE OF ABSENCE

Was granted

To Messrs. Dixon and Hartung until Wednesday morning.

To Messrs. Verbeck, Waterman and Williams for this session.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. David Evans, Jr. :

No. 41, A.,

A bill to amend chapter 445, laws of 1901, entitled, An act to create the office of supervisor of county assessments.

To committee on Assessment and Collection of Taxes.

By Mr. David Evans, Jr. :

No. 42, A.,

A bill to enable the condemnation of any railroad crossing in Wisconsin as dangerous and providing means for safeguarding the same.

To committee on Railroads.

By Mr. Whitson:

No. 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous contagious diseases, and providing for an appropriation.

To committee on Health and Sanitation.

By Mr. Dudgeon:

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amending section 2586 of the Wisconsin statutes.

To committee on Judiciary.

By Mr. Dudgeon:

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar, and amending section 2586 of the Wisconsin statutes.

To committee on Judiciary.

By Mr. Dudgeon:

No. 46, A.,

A bill to refund to certain life insurance companies the excess of license fees for the year 1901 paid into the treasury of this state before the passage of chapter 21 of the laws of 1901, and making an appropriation therefor.

To committee on Finance, Banks and Insurance.

By Mr. Dudgeon:

No. 47, A.,

A bill to amend section 3358 of the Wisconsin statutes, relating to forcible and unlawful detainer and the summary removal of tenants from leased premises.

To committee on Judiciary.

By Mr. Kimball:

No. 48, A.,

A bill for the protection and preservation of fish in the counties of Adams and Marquette in the state of Wisconsin.

To committee on Fish and Game.

By Mr. Ainsworth:

No. 49, A.,

A bill to amend section 6 of chapter 311, laws of 1899, relating to fish and game.

To committee on Fish and Game.

By Mr. Szymarek:

No. 50, A.,

A bill to amend section 2014—5 of the Wisconsin statutes, relating to mutual loan and building associations.

To committee on Finance, Banks and Insurance.

On motion of Mr. Benson,
The assembly adjourned.

TUESDAY, JANUARY 27, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. E. G. Updike, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandier, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—94.

Absent—Messrs. Crowley, Dixon, Hartung, Osborn and Waterman—5.

Absent with leave—Messrs. Dixon and Hartung.

LEAVE OF ABSENCE

Was granted

To Mr. Crowley indefinitely.

CORRECTION OF THE JOURNAL.

The journal of January 26th was approved.

COMMUNICATIONS TO THE LEGISLATURE.

From the state tax commissioners, transmitting their second biennial report to the Wisconsin legislature.

Referred to the committee on Assessment and Collection of Taxes.

LETTERS AND PETITIONS.

By Mr. Lenroot:

Pet. No. 7, A.,

Of Vorst des Turnbezirks, Wisconsin, to amend chapter 430b, of Wisconsin statutes.

Referred to committee on Education.

RESOLUTIONS INTRODUCED.

By Mr. Fritzke:

Res. No. 10, A.,

WHEREAS, The legislature of the state of Wisconsin now assembled, will soon elect a United States senator, and

WHEREAS, We believe it to be the opinion of a large majority of the people of this state that United States senators should be voted for and elected directly by the people, instead of by our present system (the recent election of a senator by the legislature in the state of Colorado, having demonstrated and brought to public view one of the many bad features of our present method of electing United States senators, as has also the contest in the state of Delaware);

Therefore, be it by the assembly, the senate concurring,

Resolved, That whoever be elected to represent the state of Wisconsin in the United States senate by the legislature now assembled, and also his colleague, be and they are hereby requested to use their influence, work for and use all honorable means to the end that congress may submit to the people of the United States an amendment to the federal constitution permitting the people to vote directly for their senators.

Laid over.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Brittan:

No. 51, A.,

A bill relating to army nurses in the civil war of 1861-1865.
To committee on Military Affairs.

By Mr. Smalley:

No. 52, A.

A bill relating to the issuing of process by justices of the peace and amending section 3594 of the Wisconsin statutes.

To committee on Judiciary.

By Mr. Frear:

No. 53, A.,

A bill to provide for the refunding of municipal debts.

To committee on Cities.

By Mr. Arneman:

No. 54, A.,

A bill permitting the construction of buildings or inclosures on the ice of the waters of Little Lake Butte des Morts, and the spearing of certain fish therein named through the ice or otherwise.

To committee on Fish and Game.

By Mr. Ray (by request):

No. 55, A.,

A bill to fix the terms of office of members of the common council in cities of the second, third and fourth classes.

To committee on Cities.

By Mr. Lenroot:

No. 56, A.,

A bill to amend section 1 of chapter 251 of the laws of 1899 as amended by chapter 107 of the laws of 1901 regulating the issuance of warehouse certificates in certain cases.

To committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred:

Res. No. 7, A.,

Authorizing the printing of additional bills and journals,

Has had the same under consideration, and has instructed me to report the same back with recommendation that it be adopted.

W. L. ROOT,

Chairman.

The report was adopted.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in Jt. Res. No. 2, A.,

Directing superintendent of public property to furnish desk cases for revised statutes.

On motion of Mr. Ray,
The assembly proceeded to vote on the

ELECTION OF UNITED STATES SENATOR.

Mr. Bradford nominated John C. Spooner.

Mr. E. W. Evans nominated Neal S. Brown.

Mr. Dudgeon seconded the nomination of Mr. Spooner.

Mr. La Du seconded the nomination of Mr. Brown.

The roll call being required, the vote was as follows:
Spooner, 73; Brown, 23; absent or not voting, 3.

The following members voted for John C. Spooner:

Messrs. Ainsworth, Andrew, Barker, Bartlett, Beedle, Brad-
dock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler,
Cosgrove, Cowling, Dahl, Dinsdale, Donald, Doolittle, Douglas,
Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Gil-
man, Hamm, Hodgins, Irvine, Johnson F., Johnson Henry,
Johnson Thos., Johnstone, Kimball, Kinney, Koch, Lang, Lane,
Le Roy, Loebs, Lord, Miller, Morgan, Morris, Osborn, Peter-
son, Price, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade,
Smalley, Smelker, Smith A. E., Stevens, Strong, Tarrell,
Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wall-
rich, Waterman, Westfahl, White, Whitson, Williams, Willott
and Mr. Speaker—73.

The following members voted for Neal S. Brown:

Messrs. Arneman, Bartzén, Becker, Benson, Carberry, Coffland,
Evans E. W., Fritzke, Haderer, Hannifin, Hassa, Karel, Kehrein,
Kern, La Du, Martin, Moldenhauer, Potter, Rupp, Smith
C. H., Szymarek, Terens and Timlin—23.

Absent or not voting—Messrs. Crowley and Hartung—2.

On motion of Mr. Kehrein,
The assembly adjourned.

WEDNESDAY, JANUARY 28, 1903.
10 O'CLOCK, A. M.

The assembly met.

The speaker in the chair.

The Rev. E. G. Updike, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D. Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thompson, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willett and Mr. Speaker—99.

CORRECTIONS TO THE JOURNAL.

The journal of January 26 was approved.

RESOLUTIONS INTRODUCED.

By Mr. Ray:

Res. No. 11, A.,

Resolved, That the sergeant-at-arms be and he is hereby directed to cause to be printed 250 additional copies each of bills

No. 34 and No. 40, A., being the bills relating to primary elections.

Treated as a privileged resolution, and placed on its immediate adoption.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Brittan:

No. 57, A.,

A bill to annually appropriate to the Beloit inter-state fair and driving association a certain sum of money.

To committee on Agriculture.

By Mr. Dahl:

No. 58, A.,

A bill to amend section 3976 of the Wisconsin statutes relating to the appointment of guardians for insane persons.

To committee on Judiciary.

By Mr. Carpenter:

No. 59, A.,

A bill to amend section 1512, Wisconsin statutes, relating to the relief and support of the poor.

To committee on Charitable and Penal Institutions.

By Mr. Lang:

No. 60, A.,

A bill to repeal subdivision 10 of section 1038 of the Wisconsin statutes, relating to property exempt from taxation.

To committee on Judiciary.

By Mr. Smelker:

No. 61, A.,

A bill to amend section 2 of chapter 188, laws of 1901, relating to tuition of non-resident pupils in free high schools.

To committee on Education.

By Mr. Smelker:

No. 62, A.,

A bill to amend section 3359 of the Wisconsin statutes, relating to removal after foreclosure of a renter.

To committee on Judiciary.

By Mr. Johnstone:

No. 63, A.,

A bill relating to habitual criminals and providing a penalty therefor.

To committee on Judiciary.

By Mr. Morris:

No. 64, A.,

A bill amending section 752 of the Wisconsin statutes, relating to the duties of district attorney.

To committee on Judiciary.

By Mr. Morris:

No. 65, A.,

A bill to amend section 751 of the Wisconsin statutes, relating to district attorney.

To committee on Judiciary.

By Mr. Brittan:

No. 66, A.,

A bill to amend chapter 274 of the laws of 1899, as amended by chapter 182 of the laws of 1901, relating to child labor.

To committee on Manufactures.

Br. Mr. Irvine:

No. 67, A.,

A bill to amend section 1498s, of the Wisconsin statutes, as amended by section 13, chapter 312, laws of 1899, relating to the granting of hunting license.

To committee on Fish and Game.

By Mr. Johnstone:

No. 68, A.,

A bill relating to the registration and identification of criminals.

To committee on Judiciary.

By Mr. Irvine.

No. 69, A.,

A bill to prohibit legislative lobbyists from attempting to personally influence the vote of members of the legislature and prescribing the penalty therefor.

To committee on State Affairs.

By Mr. Cady:

No. 70, A.,

A bill to amend section 1759a of the Wisconsin statutes, relating to preferred stock.

To committee on Judiciary.

By Mr. Cady:

No. 71, A.,

A bill to amend section 1759a of the Wisconsin statutes relating to preferred stock.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred

Pet. No. 1, A., in the form of a resolution from the common council of the city of Appleton for an amendment to the police and fire commission law,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

GEORGE H. RAY,
Chairman.

The committee on Privileges and Elections, to whom was referred the contested election case of John Kamper vs. Edward F. Rakow from the second assembly district of Racine county, reports as follows:

The conceded facts presented before the committee show that the democratic and republican candidates for assembly in the second district of Racine county each received one thousand six hundred and eighty-two votes.

It further appears that in the towns of Caledonia and Dover, both of which towns cast a majority in favor of the democratic candidates, two or more ballots were marked under the name of the governor. These ballots, by consent, were counted by the precinct canvassers for the entire ticket. All the ballots were destroyed immediately after the canvass, without objection, and no record was made of them nor for whom the alleged defective ballots were counted. The assembly district board of canvassers refused to issue a certificate to either candidate, and no further proceedings were had further than a notice of contest served by the republican candidate, Mr. Kamper, upon the democratic candidate, Mr. Rakow, based on the illegal ballots alleged to have been cast in the two democratic towns above mentioned. Both of the contestants appeared before your committee by attorney and presented the evidence and arguments in the case. After a full consideration and on the advice of the attorney general, as to certain legal questions involved, we report:

First: That the assembly has jurisdiction to determine the question of its own membership in this case, whether a certificate has been issued by the district canvassers or not.

Second: That the number and kind of defective ballots are not presented for inspection nor are their contents known, so far as appears from the evidence in the case.

Third: That if the ballots so cast were illegal, two remedies are presented by the courts. The first is to throw out the votes of the towns in which the alleged defective ballots were cast, and the second method is to recommend a special election in the district as provided by law.

Your committee finds and unanimously reports, that from the character of the evidence relating to the alleged defective ballots, we believe the best interests of the state and of the district will be subserved by a special election held as provided by law.

Your committee therefore reports that neither candidate is entitled to a seat in the assembly.

W. W. ANDREW,
Chairman.

JAMES A. FREAR,
B. S. PETERSON,
JOHN LOEBS,
S. THORESON,
E. V. W. LE ROY,
B. S. POTTER.

RESOLUTIONS CONSIDERED.

Res. No. 7, A.,

Authorizing the printing of additional supply of bills and journals.

Adopted.

Res. No. 10, A.,

Relating to the election of United States senators by a direct vote of the people.

On motion of Mr. Ray,

The resolution was referred to the committee on Privileges and Elections.

The ayes and noes being demanded, the resolution was referred.

The vote was as follows: Ayes, 55; noes, 44; absent or not voting, none.

Ayes—Messrs. Barker, Bradford, Cady, Carpenter, Chandler, Cosgrove, Cowling, Dinsdale, Dixon, Donald, Doolittle, Dudgeon, Ekern, Evans D. Jr., Finnegan, Frear, Gilman, Hamm, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kimball, Lang, Lane, Le Roy, Loebs, Lord, Miller, Morris, Osborn, Peterson, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smith A. E., Stevens, Strong, Theissenhusen, Valentine, Verbeck, Wallrich, Waterman, Westfabl, White, Whitson, Williams and Willott—55.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Breitwisch, Brittan, Carberry, Coffland, Crowley, Dahl, Douglas, Evans E. W., Fridd, Fritzke, Haderer, Hannifin, Hassa, Karel, Kehrein, Kern, Kinney, Koch, La Du, Martin, Moldenhauer, Morgan, Potter, Price, Rupp, Smelker, Smith C. H., Szymarek, Tarrell, Terens, Thoreson, Thompson, Timlin and Mr. Speaker—44.

Absent or not voting—None.

Upon motion of Mr. Valentine,
The assembly took a recess until 11:45.

11:45 O'CLOCK A. M.

The assembly was called to order by the speaker.

At 12 o'clock m. the sergeant-at-arms announced the justices of the supreme court, the lieutenant-governor and the senate of the state of Wisconsin.

ELECTION OF UNITED STATES SENATOR.

(In Joint Convention.)

Lieutenant Governor Jameh O. Davidson, president of the senate, called the joint convention to order at 12 o'clock m., and said:

Gentlemen of the Convention: We are convened in joint convention pursuant to the laws of the United States, as well as of our own state, to cast our ballot for a United States senator. The federal law provides for a reading of the journals of the senate and assembly relative to the vote in each house for United States senator, while the statutes of our state provide for a *viva voce* vote in joint convention. We, in order to comply with both the federal law and our own statutes, will first read the journals of the senate and assembly, relative to the vote in each house.

The roll will then be called, and as your name is called you will arise in your place and announce the name of your choice

for senator to represent the state of Wisconsin in the senate of the United States.

The chief clerk of the senate read the journal of the senate for January 27, and the chief clerk of the assembly read the journal of the assembly for January 27.

The chief clerk of the assembly called the roll of the joint convention and the vote for United States senator was as follows: Spooner, 105; Brown, 27.

For John C. Spooner:

Senators Beach, Bird, Burns, Eaton, Gaveney, Green, Hagemeister, Hatten, Hudnall, Johnson, Kreutzer, Martin, McDonough, McGillivray, Miller, Morse, Mosher, Munson, O'Neil, Reukema, Riordan, Roehr, Rogers, Sarau, Stout, Whitehead, Willy, Wipperman, Wolff, Wylie, and Messrs. Ainsworth, Andrew, Barker, Bartlett, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Gilman, Hamm, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kimball, Kinney, Koch, Lang, Lane, Lenroot, Le Roy, Loeb, Lord, Miller, Morgan, Morris, Osborn, Peterson, Price, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Snelker, Smith A. E., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Willott—105.

For Neal S. Brown: Senators Merton, North, Randolph, and Messrs. Arneman, Bartzen, Becker, Benson, Carberry, Coffland, Crowley, Evans E. W., Fritzke, Haderer, Hannifin, Hassa, Karel, Kehrein, Kern, La Du, Martin, Moldenhauer, Potter, Rupp, Smith C. H., Szymarek, Terens and Timlin—27.

Absent—None.

Lieutenant Governor James O. Davidson, president of the convention, announced as follows:

It appearing from the journals of both houses that John C. Spooner has received a majority of the votes cast in each house, and it further appearing that he has received a majority of the votes cast in this joint convention, I do, therefore, in accordance with law, and by virtue of the facts stated, hereby declare John C. Spooner of Wisconsin duly and legally elected senator in congress from this state, for a full term to succeed himself, whose term of office will expire on March 4th, A. D. 1903.

The chair appointed a committee of three consisting of
Senators James H. Stout and
Messrs. George H. Ray and James A. Frear
To wait on John C. Spooner and invite him to appear before
the legislature of Wisconsin.
Mr. Spooner appeared and addressed the convention.

On motion of Senator O'Neil,
The joint convention dissolved.

On motion of Mr. Valentine,
The assembly adjourned.

THURSDAY, JANUARY 29, 1903.

The assembly met.

The speaker in the chair.

The Rev. E. G. Updike, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl White, Whitson, Williams, Willott and Mr. Speaker—98.

Absent—Mr. Hartung—1.

CORRECTIONS TO THE JOURNAL.

The journal of January 27 was approved.

LEAVE OF ABSENCE

Was granted

The members of the coal investigation committee for January 30.

To Mr. Willott and Mr. Cady for January 30.

To Mr. Morris until Tuesday, February 2.

To Mr. Karel for January 30.

COMMUNICATIONS TO THE LEGISLATURE.

From commissioners of fisheries, transmitting their biennial report.

Referred to committee on Fish and Game.

LETTERS, PETITIONS, ETC.

By Mr. Lenroot:

Pet. No. 8, A.,

Petition of Superior ministerial association, for amendment of present marriage law.

To committee on Judiciary.

By Mr. Le Roy:

Pet. No. 8, A.,

A petition to legislature from Marinette fisherman, in regard to size of gill net mesh.

To committee on Fish and Game.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Douglas:

No. 72, A.,

A bill to amend section 3964 of the Wisconsin statutes of 1898, relating to the custody of ward, etc.

To committee on Judiciary.

By Mr. Bartlett:

No. 73, A.,

A bill to authorize the Long Lake improvement company, a corporation, to repair, reconstruct, build and maintain a dam at the outlet of Long lake on government lot No. three (3), section No. eighteen (18), township No. thirty-two (32) north, range No. eight (8) west.

To committee on Lumber and Mining.

By Mr. Benson:

No. 74, A.,

A bill to amend chapter 27 of the Wisconsin statutes of 1898, relating to the common schools and making an appropriation therefor.

To committee on Education.

By Mr. Bradford:

No. 75, A.,

A bill enabling married women to assign or otherwise dispose of their interest in life insurance policies.

To committee on Judiciary.

By Mr. Le Roy:

No. 76, A.,

A bill to repeal section 6, chapter 274, laws of 1899, authorizing the issuing of permits to work to children who are over twelve years of age.

To committee on Manufactures.

By Mr. Smalley:

No. 77, A.,

A bill concerning excise, and the sale of intoxicating liquors, and amendatory of certain sections of the Wisconsin statutes of 1898, relating to that subject.

To committee on State Affairs.

By Mr. Le Roy:

No. 78, A.,

A bill to prevent careless and negligent shooting while in the pursuit of game.

To committee on Fish and Game.

By Mr. Tarrell:

No. 79, A.,

A bill amending section 4445 of the Wisconsin statutes of 1898, by increasing the punishment for certain offenses therein named and subdividing said section.

To committee on Judiciary.

By Mr. Crowley:

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers.

To committee on Railroads.

By Mr. Waterman:

No. 81, A.,

A bill to amend chapter 267 of the laws of 1899, relating to protection of aquatic fowl.

To committee on Fish and Game.

By Mr. Ainsworth:

No. 82, A.,

A bill to amend chapter 358, section 11, of the laws of 1901, relating to the hunting, taking, killing, trapping or pursuing otter, marten, fisher or beaver.

To committee on Fish and Game.

By Mr. Andrew:

No. 83, A.,

A bill to amend section 4, of chapter 112, of the laws of 1893, as amended by section 1, of chapter 261, of the laws of 1897, relating to the municipal court of Douglas county.

To committee on Judiciary.

By Mr. LeRoy:

No. 84, A.,

A bill authorizing the commissioner of labor to appoint additional assistant factory inspectors who shall serve without any compensation from the state.

To committee on Manufactures.

By Mr. Coffland:

No. 85, A.,

A bill to provide for the erection at the northern hospital for the insane of a building for insane persons who are so violent that they are dangerous to themselves or others, and for convict insane, and to appropriate one hundred thousand dollars therefor.

To committee on Charitable and Penal Institutions.

By Mr. Brittan:

No. 86, A.,

A bill to abolish contributory negligence as a defense in all actions for the recovery of damages caused by the negligence of any person.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 37, A.,

A bill to amend section 698 of the Wisconsin statutes of 1898, relating to the election and terms of county officers,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 16, A.,

A bill relating to the appointment of guardian for non-resident and absent persons and amendatory of section 3980, of chapter 170, of the Wisconsin statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Amend the title of said bill by striking out the word "revised" and inserting in lieu thereof the word "Wisconsin."

Amend by inserting after the word "or" in the fifth line of section one of said bill the words "absent therefrom."

Amend further by inserting after the word "state" in the twentieth line of section one of said bill the words "or absent therefrom."

And with recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The recommendation of the committee of Privileges and Elections that a special election be called to settle the contested election in the second assembly district of Racine county,

Was adopted.

The report of the committee on Cities, recommending indefinite postponement of

Pet. No. 7, A.,

In the form of a resolution from the common council of the

city of Appleton, for an amendment to the police and fire commission law,

Was adopted.

Upon motion of Mr. Bradford,
The assembly adjourned.

FRIDAY, JANUARY 30, 1903.

The assembly met.

The speaker in the chair.

The Rev. E. G. Updike, D. D., offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loeb, Lord, Miller, Moldenhauer, Morgan, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Smelker, Smith C. H., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, White, Whitson, Williams and Mr. Speaker—79.

Absent—Messrs. Brittan, Dahl, Haderer, Hamm, Hassa, Johnson Henry, Karel, Lang, Martin, Morris, Sidler, Slade, Smalley, Smith A. E., Szymarek, Terens, Timlin, Waterman, Westfahl, and Willott—20.

Absent with leave—Messrs. Britton, Dahl, Henry Johnston, Karel, Martin, Morris, Smith, Westfahl and Willott.

LEAVE OF ABSENCE

Was granted

To Messrs. Haderer, Lang, Sidler, Szymarek, Timlin and Waterman for this session.

To Messrs. Barker, Cowling and Wallrich until Tuesday.

CORRECTIONS TO THE JOURNAL.

The journal of January 29 was approved.

The journal of January 27 was corrected so that Res. No. 10, A., should read Jt. Res. No. 4, A.

RESOLUTIONS INTRODUCED.

By Mr. Wallrich:

Jt. Res. No. 5, A.,

Agreeing to a proposed amendment to the constitution.

WHEREAS, At the biennial session of the legislature for the year 1901, an amendment to the constitution of this state (the same being in fact an amendment to section 4, of article 7, thereof, as amended in 1877) was proposed and agreed to by a majority of the members elect of each of the two houses, which proposed amendment was in the following language:

Resolved by the assembly, the senate concurring, That section 1 of article VII of the constitution be amended so as to read as follows: Section 1. The chief justice and associate justices of the supreme court shall be severally known as the justices of said court, with the same terms of office of ten years respectively as now provided. The supreme court shall consist of seven justices, any four of whom shall be a quorum, to be elected as now provided, not more than one each year. The justice having been longest a continuous member of said court, or in case two or more such senior justices shall have served for the same length of time, then the one whose commission first expires shall be ex-officio, the chief justice; therefore,

Resolved by the assembly, the senate concurring, That the foregoing proposed amendment to the constitution of the state of Wisconsin be and the same is hereby agreed to by this legislature.

Referred to committee on Judiciary.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Kinney:

No. 87, A.,

A bill to compel railway corporations to furnish cars at intermediate or non-competitive points.

To committee on Railroads.

By Mr. C. H. Smith:

No. 88, A.,

A bill to amend section 439a, and 439b, and to repeal 439c, of the Wisconsin statutes of 1898, relating to attendance at school.

To committee on Education.

By Mr. Cady:

No. 89, A.,

A bill to authorize the county of Wood to purchase a site, construct and maintain a county asylum for the insane; to issue bonds and levy taxes therefor.

To committee on State Affairs.

By Mr. Douglas:

No. 90, A.,

A bill to amend section 2296 of the Wisconsin statutes of 1898, relating to certificate of proof and record.

To committee on Judiciary.

By Mr. Cowling:

No. 91, A.,

A bill to amend sub-division two (2) of section 2704 of the Wisconsin statutes of 1898, relating to qualifications of bail.

To committee on Judiciary.

By Mr. Cowling (by request):

No. 92, A.,

A bill to amend subdivision 15 of section 2982 of the Wisconsin statutes of 1898, relating to property exempt from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Stevens:

No. 93, A.,

A bill to provide for the sale of state lands.

To committee on Public Lands.

By Mr. David Evans, Jr.:

No. 94, A.,

A bill appropriating a sum of money for the purpose of purchasing steel cases for the preservation of war flags.

To committee on Military Affairs.

By Mr. Bartzen (by request):

No. 95, A.,

A bill to provide for the protection of employees and sanitation in certain buildings.

To committee on Public Health and Sanitation.

By Mr. David Evans, Jr.:

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home.

To committee on Military Affairs.

REPORTS OF COMMITTEES.

The committee on Privileges and Elections, to whom was referred:

Jt. Res. No. 4, A.,

Relating to United States senators,

Would respectfully report, that a substitute is hereby offered from the committee embodying the conditions mentioned in the resolution, but changing the phraseology thereof to conform to present conditions.

Your committee, therefore, offers as a substitute this following resolution:

Resolved by the assembly, the senate concurring, That the United States senator and each of them representing the state of Wisconsin be and they are hereby requested to use their influence, work for and use all honorable means to the end that congress may submit to the people of the United States an amendment to the federal constitution permitting the people to vote directly for their senators.

W. W. ANDREW,
Chairman.

The committee on Privileges and Elections, to whom was referred:

Nos. 34, and 40, A.,

Hereby repeals that after due consideration of said bills your committee presents in lieu thereof, a committee substitute bill with the recommendation that the bill do pass.

W. W. ANDREW,
JAMES A. FREAR,
JOHN LOEBS,
B. S. POTTER,
S. THOMSON,
B. S. PETERSON,
E. W. LE ROY.

The committee on Judiciary, to whom was referred:

No. 23, A.,

A bill to amend chapter 169a of the Wisconsin statutes, of 1898, relating to the establishment of heirships and fixing the compensation therefor for the county judge,

No. 17, A.,

A bill to provide the legislature with Dickey's annotations to the Wisconsin statutes of 1898,

Has had the same under consideration, and has instructed me to report said bills back with the recommendation that they be severally indefinitely postponed.

No. 25, A.,

A bill to amend section 7, chapter 301, of the laws of Wisconsin for 1899, relating to marriage licenses,

With the recommendation that said bill be amended by inserting after the word "dollars" in the 4th line of said bill the words "by the applicant," and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Education, to whom was referred:

No. 33, A.,

A bill to amend section 1, chapter 439, laws of Wisconsin, 1901, relating to second grade certificates,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

JAMES JOHNSTONE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks concurrence in,

Jt. Res. No. 13, S.,

Relating to the printing of extra copies of bills, resolutions and memorials.

Has adopted, and asks the concurrence of the assembly in,

Jt. Res. No. 9, S.,

Relating to the death of Hon. DeWayne Stebbins.

Has passed, and asks the concurrence of the assembly in,

No. 6, S.,

A bill to repeal the acts establishing a superior court for Milwaukee county, and providing for the transfer of causes and proceedings pending therein to the circuit court for the second judicial circuit,

No. 7, S.,

A bill to provide for two additional circuit judges for the second judicial circuit.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 9, S.,
Relating to the death of Hon. DeWayne Stebbins,
Unanimously concurred in by a rising vote.
Bills No. 6, S., and No. 7, S.,
Read first and second times, and
Referred to the committee on Judiciary.
Jt. Res. No. 13, S.,
Relating to the printing of extra copies of bills, resolutions
and memorials.
Laid over.

RESOLUTIONS CONSIDERED.

Substitute for
Jt. Res. No. 4, A.,
Relating to United States senator.
The ayes and noes being demanded, the resolution was
adopted.

The vote was as follows: Ayes, 70; noes, 9; absent or not voting, 20.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartenzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Cady, Carpenter, Chandler, Coffland, Cowling, Crowley, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebbs, Lord, Miller, Moldenhauer, Morgan, Peterson, Potter, Price, Rankl, Root, Rupp, Smelker, Smith C. H., Stevens, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, White and Mr. Speaker—69.

Noes—Messrs. Barker, Cosgrove, Osborn, Ray, Reed, Reynolds, Strong, Wallrich and Whitson—9.

Absent or not voting—Messrs. Brittan, Dahl, Haderer, Hamm, Hassa, Johnson Henry, Karel, Lang, Martin, Morris, Sidler, Slade, Smalley, Smith A. E., Szymarek, Timlin, Waterman, Westfahl, Williams and Willott—20.

MOTIONS CONSIDERED.

On motion of Mr. Cady,
The rules were suspended by unanimous consent, and
The title to
No. 16, A.,
Was amended by substituting the words "Wisconsin statutes"
for "revised statutes."

On motion of Mr. Ray,
The sergeant-at-arms was instructed to order the printing of
1,000 additional copies of the substitute bill for No. 34, A., and
No. 40, A.

On motion of Mr. Cady,
No. 37, A.,
Was referred to the committee on Education.

BILLS READY FOR ENGROSSMENT AND THIRD READING.

No. 16, A.,
A bill relating to the appointment of guardians for non-resi-
dent and absent persons, and amendatory of section 3980 of
chapter 170 of the Wisconsin statutes of 1898,
Was ordered to engrossment and a third reading.

On motion of Mr. Ray,
The assembly adjourned until Monday, February 2, at 8:30
o'clock p. m.

MONDAY, FEBRUARY 2, 1903.

8:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. J. D. Butler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiesenhusen, Thompson, Thoreson, Timlin, Valentine, Waterman, Westfahl, White, Whitson, Williams, Willett and Mr. Speaker—92.

Absent—Messrs. Barker, Cosgrove, Cowling, Hassa, Osborn, Verbeck and Wallrich—7.

LEAVE OF ABSENCE

Was granted

To all absent members for this session.

To Mr. Hassa indefinitely.

CORRECTIONS TO THE JOURNAL.

The journal of January 30 was corrected so as to show the members of the legislative coal committee absent with leave.

LETTERS, PETITIONS, ETC.

By Mr. Ray:

Pet. No. 10, A.,

Petition of Geo. F. Houser and others of La Crosse county, in relation to fish and game.

Read and referred to committee on Fish and Game.

By committee:

Pet. No. 11, A.,

Petition, letter and photograph of W. R. Lyle, of Ripon, asking for certain amendment to the tax laws.

Read and referred to the committee on Assessment and Collection of Taxes.

By Mr. Strong:

Pet. No. 12, A.,

Petition relating to game laws.

Read and referred to committee on Fish and Game.

By Mr. Potter:

Pet. No. 13, A.,

Petition from officers of Washington county, for making provision for separate care for violent insane.

Read and referred to the committee on Charitable and Penal Institutions.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Privileges and Elections:

No. 97, A.,

A bill to provide for party nominations by direct vote.

By Mr. Root:

No. 98, A.,

A bill to authorize the employment of a limited number of additional legislative employees for the remainder of the present session of the legislature, prescribe their duties and provide for their suitable compensation.

To committee on State Affairs.

By Mr. Cady:

No. 99, A.,

A bill to amend section 2858 of the Wisconsin statutes, of 1898, relating to special verdicts.

To committee on Judiciary.

By Mr. Moldenhauer:

No. 100, A.,

A bill to register and regulate the using of automobiles and other motor vehicles on the public highway of the state.

To committee on State Affairs.

By Mr. Strong:

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies, and to prescribe the practice in actions arising from suicide of the insured.

To committee on Judiciary.

By Mr. Dinsdale:

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin.

To committee on Public Health and Sanitation.

By Mr. Dahl:

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein specified.

To committee on Charitable and Penal Institutions.

By Mr. Dudgeon:

No. 104, A.,

A bill to amend section 1941—24 and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations.

To committee on Finance, Banks and Insurance.

By Mr. Dudgeon:

No. 105, A.,

A bill to amend section 926—2 Wisconsin statutes of 1898, relating to annexation of territory to cities operating under special charter.

To committee on Cities.

By Mr. Dudgeon:

No. 106, A.,

A bill to provide for securing full weights and measures.

To committee on State Affairs.

By Mr. Johnstone:

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to the superintendent of public property and of stationery.

To committee on State Affairs.

By Mr. Johnstone:

No. 108, A.,

A bill to amend chapter 59, of the Wisconsin statutes of 1898, relating to the reorganization of cemetery companies.

To committee on Corporations.

By Mr. Martin:

No. 109, A.,

A bill forbidding the sale of convict labor to contractors, firms, corporations or persons.

To committee on Manufacturing.

By Mr. Peterson:

No. 110, A.,

A bill to make abandonment of wife or child a crime and to increase the punishment therefor.

To committee on Judiciary.

By Mr. Dinsdale:

No. 111, A.,

A bill to provide a license to practice medicine and surgery under certain conditions.

To committee on Public Health and Sanitation.

By Mr. Peterson (by request):

No. 112, A.,

A bill to facilitate the sale of a certain tract of land in Wau-paca county.

To committee on Public Lands.

By Mr. Peterson:

No. 113, A.,

A bill to amend section 4913 of Wisconsin statutes of 1898, and to regulate sheriffs' fees for conveying prisoners.

To committee on Judiciary.

By Mr. Peterson:

No. 114, A.,

A bill to amend sections 1 and 2 of chapter 188 of the laws of 1901, relating to free high schools.

To committee on Education.

By Mr. Peterson:

No. 115, A.,

A bill to amend chapter 267, laws of 1899, relating to the protection of aquatic fowl.

To committee on Fish and Game.

By Mr. Dudgeon:

No. 116, A.,

A bill to prevent corrupt practices in securing nominations at political primaries, by prohibiting certain persons from circulating nomination papers or soliciting elections to attend primaries, and provide penalties and remedies for violations of this act.

To committee on Privileges and Elections.

By Mr. Thoreson:

No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river.

To committee on State Affairs.

By Mr. Thoreson:

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin.

To committee on State Affairs.

By Mr. Reynolds:

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs and assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay.

To committee on State Affairs.

By Mr. Reynolds (by request):

No. 120, A.,

A bill to appropriate a certain sum of money therein named to purchase a new supplement, two sets of annotations to the Wisconsin supreme court reports for the several counties within the state, and to provide the state officers with the same.

To committee on Judiciary.

By Mr. Rankl:

No. 121, A.,

A bill authorizing the appointment of four additional assistant factory inspectors, and to make an appropriation therefor.

To committee on Manufacturing.

By Mr. David Evans, Jr.:

No. 122, A.,

A bill to appropriate a certain sum of money to provide necessary improvements at the Wisconsin veterans' home.

To committee on Military Affairs.

By Mr. Gilman:

No. 123, A.,

A bill to amend chapter 340 of the laws of Wisconsin for the year 1901, entitled, An act to amend section 1409d of the statutes of 1898, relating to the registration of pharmacists.

To committee on Public Health and Sanitation.

By Mr. Valentine (by request):

No. 124, A.,

A bill to regulate the practice of barbering.

To committee on Public Health and Sanitation.

By Mr. Coffland:

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto and for the payment of certain expenses incident thereto.

To committee on Charitable and Penal Institutions.

By Mr. Coffland:

No. 126, A.,

A bill relating to dower and homesteads.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Privileges and Elections asks leave to amend its report of January 30 to the assembly relating to bill providing for party nominations by direct vote so that said report will read as follows:

The committee on Privileges and Elections, to whom was referred assembly bills No. 34, A. and No. 40, A., hereby report that after due consideration of said bills, your committee present a committee bill entitled, "A bill to provide for party nominations by direct vote," with the recommendation that the bill to pass.

W. W. ANDREW,
JAMES A. FREAR,
B. S. PETERSON,
S. THORESON,
ED. W. LE ROY,
JOHN LOEBS,
B. S. POTTER.

The committee on Engrossed Bills, to whom was referred:

No. 16, A.,

A bill relating to the appointment of guardians for non-resident and absent persons and amendatory of section 3980, of chapter 170, of the Wisconsin statutes of 1898,

Have had the same under consideration, and have instructed me to report the same back correctly engrossed.

O. G. KINNEY,
Chairman..

RESOLUTIONS CONSIDERED.

Jt. Res. No. 13, S.,
Relating to printing additional copies of bills, resolutions
and memorials,
Concurred in.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 17, A.,
A bill to provide the legislature with Dickey's Annotations to
the Wisconsin statutes for 1898.
Ordered engrossed and read a third time.

No. 23, A.,
A bill to amend chapter 166a, Wisconsin statutes, 1898, re-
lating to the establishment of heirships and fixing the compen-
sation therefor for county judges.
Indefinitely postponed.

No. 25, A.,
A bill to amend section 7, chapter 301, of the laws of 1898,
relating to marriage licenses.
Amended and ordered engrossed and read a third time.

No. 33, A.,
A bill to amend section 1, chapter 439, laws of Wisconsin,
1901, relating to second grade certificates.
Ordered engrossed and read a third time.

MOTIONS CONSIDERED.

Mr. Frear moved to make No. 97 A, a special order for 10:30
o'clock Wednesday morning, February 4.

Mr. Ray moved to amend the motion by making the special
order for 10:30 o'clock, Tuesday morning, February 10.

The ayes and noes being demanded, the amendment failed.

The vote was as follows: Ayes, 40; Noes, 51; absent or not
voting, 8.

Ayes—Messrs. Becker, Benson, Breitwisch, Carberry, Chand-
ler, Coffland, Crowley, Dahl, Evans E. W., Fritzke, Haderer,
Hamm, Hannifin, Johnson F., Johnstone, Karel, Kehrein, Kern,
Lord, Martin, Moldenhauer, Price, Ray, Reynolds, Rupp,
Sidler, Slade, Smelker, Smith A. E., Smith C. H., Szymarek,
Terens, Theissenhusen, Thompson, Timlin, Valentine, Water-
man, Westfabl, White and Willott—40.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartenzen, Beedle, Braddock, Bradford, Brittan, Cady, Carpenter, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Gilman, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Miller, Morgan, Morris, Peterson, Potter, Rankl, Reed, Root, Smalley, Stevens, Strong, Tarrell, Thoreson, Whitson, Williams and Mr. Speaker—51.

Absent or not voting—Messrs. Barker, Cosgrove, Cowling, Hartung, Hassa, Osborn, Verbeck and Wallrich—8.

The question then being upon Mr. Frear's motion to make No. 97, A., a special order for Wednesday morning at 10:30 o'clock,

The motion prevailed.

On motion of Mr. Smelker,

No. 45, A.,

Was referred to the committee on Judiciary.

On motion of Mr. Kehrein,
The assembly adjourned.

TUESDAY, FEBRUARY 3, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. D. Butler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandier, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannin, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—96.

Absent—Messrs. Cowling, Hassa and Wallrich—3.

Absent with leave—Messrs. Cowling and Hassa—2.

CORRECTIONS TO THE JOURNAL.

The journal of February 2 was corrected to show Mr. Waterman present.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. LeRoy:

No. 127, A.,

A bill to authorize certain corporations organized under the laws of this or any other state, to consolidate with certain corporations organized under the laws of this state.

To committee on Corporations.

By Mr. Martin:

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipment of ice from meandered lakes in the state of Wisconsin.

To committee on Judiciary.

By Mr. Dixon:

No. 129, A.,

A bill to appropriate to John H. Kemper a sum of money therein named for expenses of election contest.

To committee on Claims.

By Mr. Valentine:

No. 130, A.,

A bill to appropriate money to the commissioners of fisheries to be used in establishing fish hatcheries and stations.

To committee on Fish and Game.

By Mr. Ray:

No. 131, A.,

A bill to amend chapter 337 of the statutes of 1901, relating to the inter-state fair association of LaCrosse, Wisconsin, and providing for an increased appropriation therefor.

To committee on Agriculture.

By Mr. Sidler (by request):

No. 132, A.,

A bill to permit the recovery of damages from the employer for injuries caused by the negligence of co-employees.

To committee on Judiciary.

By Mr. Westfahl:

No. 133, A.,

A bill relating to the practice of pharmacy, the sale of poisons and pharmacists' liquor permits, and amendatory of section 1409b, of the Wisconsin statutes of 1898, section 1409d of said statutes as amended by chapter 340, of the laws of 1901, section 1409g of said statutes, as amended by chapter 289, of the laws of 1899, section 1419 of said statutes, and section 1548a of said statutes.

To committee on Public Health and Sanitation.

By Mr. Terens:

No. 134, A.,

A bill to amend section 9, chapter 358, laws of 1901, relative to game.

To committee on Fish and Game.

By Mr. Karel:

No. 135, A.,

A bill requiring judges of probate, in certain cases, to give notice to foreign consuls of an application for administration in the estate of deceased persons.

To committee on Judiciary.

By Mr. Westfahl:

No. 136, A.,

A bill to amend section 2439 of the Wisconsin statutes of 1898, relative to duties and fees of reporters.

To committee on Judiciary.

By Mr. Breitwisch:

No. 137, A.,

A bill to amend section 1802 of the Wisconsin statutes of 1898, in relation to making connection with a railroad.

To committee on Railroads

By Mr. Lang (by request):

No. 138, A.,

A bill to amend section 3980 of the Wisconsin statutes of 1898, relating to the appointment of a guardian for non-resident and absent insane.

To committee on Judiciary.

By Mr. Thoreson:

No. 139, A.,

A bill to amend section 2342 of the Wisconsin statutes of 1898, relating to the property rights of married women.

To committee on Judiciary.

By Mr. Lang:

No. 140, A.,

A bill to amend section 419a of the Wisconsin statutes of 1898, as amended by chapter 348 of the laws of 1901, relating to the alteration of joint school districts.

To committee on Education.

By Mr. Bartlett:

No. 141, A.,

A bill to authorize David R. Davis and William L. Davis, their heirs, associates and assigns, to build and maintain dams across the Chippewa river in Chippewa county, Wisconsin

To committee on Lumber and Mining.

By Mr. Bartlett:

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGilvray, his heirs, associates and assigns, to build a dam across the Flambeau river in Chippewa county, Wisconsin."

To committee on Lumber and Mining.

By Mr. Thoreson:

No. 143, A.,

A bill authorizing the commissioners of public lands to sell all of the swamp lands belonging to the state of Wisconsin.

To committee on Public Lands.

By Mr. Crowley:

No. 144, A.,

A bill to amend section 4, chapter 358, of the laws of 1901, amending section 14 of chapter 312 of the laws of 1899, relating to the obtaining of hunting licenses by residents of this state.

To committee on Fish and Game.

By Mr. Crowley:

No. 145, A.,

A bill to amend section 9, part 3, sub-division 4, fish and game laws of Wisconsin of 1901, relating to the closed season for deer hunting.

To committee on Fish and Game.

By Mr. Bartlett (by request):

No. 146, A.,

A bill to amend section 1557 of the Wisconsin statutes of 1898, relating to unlawful sales of liquor.

To committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges,

Have had the same under consideration, and have instructed me to report the same back with an amendment in the form of a

substitute bill, and with the recommendation that when so amended, said bill do pass.

Said substitute bill is hereto attached and made a part of this report.

FRANK A. CADY,
Chairman.

On motion of Mr. Potter,
The assembly adjourned

WEDNESDAY, FEBRUARY 4, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. D. Butler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Barten, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hanifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—98.

Absent—Mr. Cowling—1.

LEAVE OF ABSENCE

Was granted

To Mr. Cowling until Friday morning.

CORRECTIONS TO THE JOURNAL.

The journal of February 3 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Ray:

Pet. No. 14, A.,

Communication relating to fish and game.

Referred to the committee on Fish and Game.

By Franklin Johnson:

Pet. No. 15, A.,

Petition of H. V. Page and fourteen other citizens of Prairie du Sac, against the repeal of the law providing for the payment of high school tuition by the town.

Referred to committee on Education.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Thompson (by request):

No. 147, A.,

A bill to amend section 3030 of chapter 131 of the Wisconsin statutes of 1898, relating to supplemental proceedings.

To committee on Judiciary.

By Mr. David Evans, Jr.,

No. 148, A.,

A bill to amend chapter 292 of the laws of 1899, relating to the terms of contracts to be made and bonds to be given by contractors erecting, constructing, equipping, repairing, protecting or removing buildings belonging to the state, or to any county, city, village, town, or school district therein.

To committee on Judiciary.

By Mr. D. Evans, Jr.:

No. 149, A.,

A bill amending section 4608a of Wisconsin statutes of 1898, as amended by chapter 401, laws of 1901, relating to the transportation of corpses dead of contagious diseases.

To committee on Public Health and Sanitation.

By Mr. Fridd:

No. 150, A.,

A bill to amend chapter 439, section 7 of the laws of 1901, relating to the countersigning of high school diplomas.

To committee on Education.

By Mr. Loebs:

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of section 1941—1 of the Wisconsin statutes of 1898.

To committee on Finance, Banks and Insurance.

By Mr. Ray:

No. 152, A.,

A bill to authorize cities in the state of Wisconsin to punish persons who engage in fighting or affrays, or in assaults, or use of abusive, or obscene language.

To committee on Judiciary.

By Mr. Ray:

No. 153, A.,

A bill annexing Barrons island (so called) when ceded to the state of Wisconsin by the state of Minnesota, this island having been converted into a public park and deeded to the city of La Crosse.

To committee on Federal Relations.

By Mr. Franklin Johnson:

No. 154, A.

A bill to provide for the submission of the question of license or no license to the electors of any ward.

To committee on Public Health and Sanitation.

By Mr. Bradford:

No. 155, A.,

A bill to amend chapter 381 of the laws of 1901, entitled, "An act to appropriate a sum of money for monuments in National Park at Shiloh, Tennessee, and to appoint commissioners for the purpose of selecting and locating same, and granting an additional appropriation therefor.

To committee on Military Affairs.

By Mr. Brittan:

No. 156, A.,

A bill to amend section 1636j of the Wisconsin statutes of 1898 and chapter 189 of the laws of 1899, relating to damages in personal injury cases.

To committee on Judiciary.

By Mr. Dudgeon:

No. 157, A.,

A bill to amend section 1529d, Wisconsin statutes of 1898, relating to bonds of members of soldiers, relief commission and to legalize bonds heretofore given.

To committee on Judiciary.

By Mr. Dudgeon:

No. 158, A.,

A bill to amend section 3514, Wisconsin statutes of 1898, relating to division of proceeds from homesteads in the disposition of real estate of infants and incompetents.

To committee on Judiciary.

By Mr. Morris:

No. 159, A.,

A bill to amend section 1 of chapter 136, laws of Wisconsin for 1899, relating to the recovery of the value of the relief and support furnished under chapter 63 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Carpenter:

No. 160, A.,

A bill to amend section 4567 of the Wisconsin statutes of 1898, as amended by section 19, chapter 358, laws of 1901, relating to Wisconsin river.

To committee on Fish and Game.

By Mr. Cady:

No. 161, A.,

A bill to amend section 1778 of the Wisconsin statutes of 1898, in regard to the liability of telegraphic corporations.

To committee on Judiciary

By Mr. Coffland:

No. 162, A.,

A bill to amend sections 1, 2, 4, 5 and 11, chapter 358, laws of 1901, and sections 12 and 301, chapter 312, laws of 1899, relating to fish and game.

To committee on Fish and Game.

By Mr. C. H. Smith:

No. 163, A.,

A bill relating to and amendatory of section 4563b, Wisconsin statutes of 1898, as amended by section 12, chapter 358, laws of 1901, relating to aquatic fowl.

To committee on Fish and Game.

By Mr. Braker:

No. 164, A.,

A bill to regulate the rentals and fix the charges for the use of telephones and fixing a penalty for its violation.

To committee on Ways and means.

By Mr. Hartung:

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population.

To committee on Judiciary.

By Mr. Barker:

No. 166, A.,

A bill to amend section 1950 of the Wisconsin statutes of 1898, relating to the valuation of the policies of life insurance companies and providing for the payment of valuation fees into the state treasury.

To committee on Finance, Banks and Insurance.

By Mr. Tarrell:

No. 167, A.,

A bill to amend section 1557 of the Wisconsin statutes of 1898, relating to sale of liquors to minors or intoxicated persons or near hospitals.

To committee on Public Health and Sanitation.

By Mr. Martin:

No. 168, A.,

A bill to amend section 2922 of Wisconsin statutes of 1898, relative to costs in certain actions.

To committee on Judiciary.

By Mr. Kern:

No. 169, A.,

A bill to amend section 2331 of the Wisconsin statutes of 1898, relating to persons authorized to solemnize marriages.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred the following bills:

No. 10, A.,

A bill to enable cities to pay salaries to their mayors.

The committee recommend the following amendments, viz.:

In the fourth line of the printed bill strike out the figures \$2,000.00 and insert \$1,200.00; in same line strike out the figures \$1,500.00 and insert \$1,000.00; in same line strike out \$1,000.00 and insert \$500.00.

And when so amended that the bill do pass.

No. 15, A.,

A bill to fix the terms of office in cities of the second, third and fourth class, and to amend chapter 443 of the laws of 1901.

The committee recommend that it be "indefinitely postponed."

No. 53, A.,

A bill to provide for the refunding of municipal debts.

The committee favor the provisions of the bill, but as there are legal questions involved, we recommend that it be referred to the Judiciary committee.

No. 55, A.,

A bill to fix the terms of office of members of the common council in cities of the second, third and fourth classes.

Amend as follows:

In the third line of the printed bill after the word council, insert the words, (or supervisor). In the sixth line after the word council, insert the words, (or supervisor), and in the eighth line after the word council, insert the words, (or supervisor). When amended the bill will read as follows,— and when so amended we recommend that it do pass.

Have had the same under consideration, and have instructed me to report the same back with the above recommendations.

GEORGE H. RAY,
Chairman.

No. 53, A., was referred as recommended.

The committee on Judiciary, to whom was referred:

No. 60, A.,

A bill to repeal subdivision 10 of section 1038 of the Wisconsin statutes of 1898, relating to property exempt from taxation,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that said bill be referred to the committee on Assessment and Collection of Taxes.

No 60, A., was referred as recommended.

No. 83, A.,

A bill to amend section 4, of chapter 112, of the laws of 1893, as amended by section 1, of chapter 261, of the laws of 1897, relating to the municipal court for Douglas county.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on State Affairs, to whom was referred:

No. 98, A.,

A bill to authorize the employment of a limited number of additional legislative employes for the remainder of the present session of the legislature, prescribe their duties and provide for their suitable compensation,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

W. L. ROOT,
Chairman.

The committee on Bills Third Reading, to whom was referred:

No. 16, A.,

A bill relating to the appointment of guardian for non-resident and absent persons, and amendatory of section 3980 of chapter 170 of the Wisconsin statutes,

Have examined the same, and instruct me to report it back as in all respects correct.

F. H. LORD,
Chairman.

The committee on Engrossed Bills, to whom was referred.

No 17, A.,

A bill to provide the legislature with Dickey's annotations to the Wisconsin statutes of 1898,

No. 33, A.,

A bill to amend section 1, chapter 439, laws of Wisconsin, 1901, relating to second grade certificates,

Have had the same under consideration, and have instructed me to report the same back correctly engrossed.

O. G. KINNEY,
Chairman.

MOTIONS CONSIDERED.

Mr. Cady moved that all rules interfering with the placing of bill No. 98, A., upon its immediate passage be suspended.

The ayes and noes being required, the rules were suspended.

The vote was as follows: Ayes, 93; noes, 3; absent or not voting, 1.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thomas, Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loebs, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—94.

Noes—Messrs. Evans D., Jr., Lord and Osborn—3.

Absent or not voting—Mr. Cowling—1.

The question being upon the passage of

No. 98, A.,

A bill to authorize the employment of a limited number of additional legislative employes for the remainder of the present session of the legislature, prescribe their duties and provide for their suitable compensation,

No. 98, A., was passed.

The ayes and noes being demanded, the bill passed.

The vote was as follows: Ayes, 95; noes, 3; absent or not voting, 1.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—95.

Noes—Messrs. Lord, Osborn and Wallrich—3.

Absent or not voting—Mr. Cowling—1.

SPECIAL ORDER.

The question being, Shall

No. 97, A.,

A bill to provide for party nominations by direct vote,

Be ordered engrossed and read a third time?

Mr. Frear moved that the bill be amended by striking out the blank space succeeding the word "I" in line 5, of section 5 of the bill, and inserting therein the words "the undersigned" so that said line shall read "I, the undersigned, a qualified elector of (the precinct of the town of ———)."

Also to amend section 23 of said bill by striking out the word "law" in second line of said section and inserting therein the word "lot" so that said section shall read "Section 23. 1. In case of a tie vote, the tie shall forthwith be determined by lot by the canvassers."

The motion prevailed.

Mr. Wallrich moved that No. 97, A., be laid over until Wednesday, February 11, at 8 o'clock p. m.

The ayes and noes being demanded, the motion was lost.

The vote was as follows: Ayes, 36; noes, 62; absent or not voting, 1.

Ayes—Messrs. Barker, Becker, Benson, Breitwisch, Carberry, Coffland, Crowley, Evans E. W., Haderer, Hamm, Hartung, Hassa, Johnson F., Johnstone, Karel, Kehrein, Kern, Moldenhauer, Osborn, Price, Ray, Reynolds, Rupp, Sidler, Slade, Smith A. E., Smith C. H., Szymarek, Terens, Thiessenhusen, Thompson, Timlin, Valentine, Wallrich, Westfahl and Willott—36.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Beedle, Braddock, Bradford, Brittan, Cady, Carpenter, Chandler, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Hannifin, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Morgan, Morris, Peterson, Potter, Rankl, Reed, Root, Smalley, Smelker, Stevens, Strong, Tarrell, Thoreson, Verbeck, Waterman, White, Whitson, Williams and Mr. Speaker—62.

Absent or not voting—Mr. Cowling—1.

Mr. Ray offered an amendment to No 97, A., as follows:

Amend bill No. 97, A., by striking out the words "state officers"; also the words "United States senator."

Mr. Ray moved to divide the amendment so as to permit separate ballots on the proposition of striking out "state officers" and "United States senator."

The motion was lost.

The question then being upon the amendment, the ayes and noes were demanded and the amendment was lost.

The vote was as follows: Ayes, 21; noes, 74; paired, 2; absent or not voting, 2.

Ayes—Messrs. Barker, Coffland, Evans E. W., Hartung, Johnson F., Johnstone, Karel, Osborn, Price, Ray, Reynolds, Sidler, Slade, Smith C. H., Terens, Thiessenhusen, Thompson, Wallrich, Westfahl, White and Willott—21.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rankl, Reed, Root, Rupp, Smalley, Smelker, Stevens, Strong, Szymarek, Tarrell, Thoreson, Timlin, Verbeck, Waterman, Whitson, Williams and Mr. Speaker—74.

Paired—Mr. Valentine for, Mr. A. E. Smith against—2.

Absent or not voting—Messrs. Cowling and Lang—2.

Mr. Thompson offered an amendment as follows:

Amend No. 97, A., entitled, "A bill to provide for party nominations by direct vote," as follows:

Strike out the word "September" wherever said word occurs in said bill and insert in lieu thereof the word "April."

Strike out the word "June" where the same occurs in the first line of sub-division 5 of section 4 of said bill and insert in lieu thereof the word "January."

Strike out the word "August" where the same appears in the fourth line of sub-division 1 of section 12 of said bill and insert in lieu thereof the word "March."

The amendment was lost.

Mr. Wallrich offered an amendment as follows:

Amend bill No. 97, A., by adding a new subdivision at the end of section 2, as follows:

This act shall not apply to the election of municipal officers in cities of the fourth class.

The amendment was lost.

Mr. Crowley offered an amendment to No. 97, A., as follows:

Amend after the word "clerk" on page five in the eighth line thereof by adding thereto section 6a, as follows:

Section 6a. There shall be a place provided on said ticket where each voter may write in the name of one person as his choice for United States senator and the person receiving the largest number of votes shall be the nominee for United States senator of his party. The vote so cast for United States senator shall be canvassed and returns made as provided for state officers, and if there be a tie the same shall be decided as provided for in this act for state officers. The secretary of state after canvassing said vote shall certify the result to the legislature as soon as it convenes.

The ayes and noes being demanded, the amendment was lost.

The vote was as follows: Ayes, 30; noes, 65; paired, 2; absent or not voting, 2.

Ayes—Messrs. Arneman, Barker, Bartzen, Becker, Benson, Carberry, Coffland, Crowley, Evans E. W., Fritzke, Haderer, Hannifin, Hassa, Johnstone, Karel, Kehrein, Kern, La Du, Martin, Moldenhauer, Morgan, Osborn, Price, Rupp, Smith C. H., Szymarek, Terens, Thompson, Timlin and White—30.

Noes—Messrs. Ainsworth, Andrew, Bartlett, Beedle, Biadock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Gilman, Hamm, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kimball, Kinney, Koch, Lang, Lane, Le Roy, Loebs, Lord, Morris, Peterson, Potter, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Stevens, Strong, Tarrell, Thiessehusen, Thoreson,

Verbeck, Wallrich, Waterman, Westfahl, Whitson, Williams, Willott and Mr. Speaker--65.

Paired--Mr. Valentine against, Mr. A. E. Smith for--2.

Absent or not voting--Messrs. Cowling and Miller--2.

Mr. Coffland offered an amendment to No. 97, A., as follows:

Amend section 22 by striking out the entire section in said bill, and substituting therefor the following: There shall be a space provided upon such ballots for the election of a delegate from each voting precinct for each fifty votes, or major fraction thereof, cast in any one precinct, by said party for governor, at the last general election, provided that every precinct shall be entitled to at least one such delegate. The candidates for the required number of delegates who shall receive the highest number of votes shall be accredited delegates for such precinct. All delegates thus chosen shall meet on the Tuesday next succeeding such primary election at the county seat of their respective counties, and after electing a chairman and secretary from their number, shall proceed to select delegates to represent them at the state convention. Each county shall be entitled to one delegate for two hundred and fifty ballots, or major fraction thereof, provided, however, that each county shall be entitled to at least one such delegate, cast by the party in each county for governor, at the last preceding presidential election, and such delegates so chosen from each county shall meet at a time and place to be designated by the state central committee, as now constituted, of each party, there to formulate a platform for state and congressional offices within the state of Wisconsin, and also shall select from their number a state central committee to be composed of one elector from each congressional district. The state central committee shall, on call by the nominee for governor for said party, proceed to elect officers and perform such other business as may be properly brought before said meeting.

The amendment was lost.

Mr. Karel offered an amendment to No. 97, A., as follows:

Insert after section 25 the following:

Elective or appointive state, county or city officials or employees not to circulate petitions. Section 26. It shall be unlawful for any person appointed to any position or office entitling him to any salary, fees, or to the opportunity to perform any services whatsoever, to be paid for out of any public, general or special fund or out of the treasury of any village, city, town, county or of the state, by any officer of any village, city, town, county or of the state, whether such appointing officer be himself elected or appointed, to circulate or distribute, directly or indirectly, by himself or by his agents or servants, any nom-

ination paper or call as described in this act, or to present or send such nomination paper or call to any person or persons for the purpose of securing the signature of said person or persons or of any person to the same; provided, that this act shall not prevent or preclude any person from circulating a nomination paper or call for himself, or from signing the nomination paper or call of any other person; and provided further, that this act shall not apply to persons holding commissions as notaries public, if they have no other office, position or appointment as referred to in this act.

Section 27. Any person offending against the next preceding section shall be deemed guilty of a misdemeanor and shall be imprisoned in the county jail for a term of not less than three months nor more than one year, or by fine of not less than one hundred dollars nor more than five hundred dollars.

Section 28. It shall be the duty of the district attorneys of the several counties of this state to prosecute persons offending against section 26 of this act, as in cases of other acts declared to be misdemeanors by the statutes of this state.

Section 29. Any person or persons furnishing to the proper authorities information leading to the arrest and conviction of any person offending against section 26 of this act shall be entitled to and shall receive one-half of the fine provided for in section two of this act when the same shall be paid.

Renumber section 26 so as to read section 30.

Renumber section 27 so as to read section 31.

The ayes and noes being demanded, the amendment was lost.

The vote was as follows: Ayes, 34; noes, 61; paired, 2; absent or not voting, 2.

Ayes—Messrs. Arneman, Barker, Becker, Benson, Breitwisch, Carberry, Coffland, Crowley, Dudgeon, Evans E. W., Fritzke, Haderer, Hannifin, Hartung, Hassa, Johnstone, Karel, Kehrein, Kern, Martin, Moldenhauer, Osborn, Price, Reynolds, Rupp, Slade, Smith C. H., Szymarek, Terens, Thiessenhusen, Thompson, Timlin, Waterman and Willott—34.

Noes—Messrs. Ainsworth, Andrew, Bartlett, Beedle, Brad-dock, Bradford, Brittan, Cady, Carpenter, Chandler, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Ekern, Evars D., Jr., Finnegan, Frear, Fridd, Gilman, Hamm, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Miller, Morgan, Morris, Peterson, Potter, Rankl, Ray, Reed, Root, Sidler, Smalley, Smelker, Stevens, Strong, Tarrell, Thoreson, Verbeck, Wallrich, Westfahl, White, Whitson, Williams and Mr. Speaker—61.

Paired—Mr. Valentine against, Mr. A. E. Smith for—2.

Absent or not voting—Messrs. Bartzen and Cowling—2.

Mr. Haderer moved to refer bill No. 97, A., back to committee on Privileges and Elections.

The ayes and noes being demanded, the motion was lost.

The vote was as follows: Ayes, 28; noes, 68; paired, 2; absent or not voting, 1.

Ayes—Messrs. Arneman, Barker, Bartzen, Becker, Benson, Carberry, Coffland, Crowley, Dinsdale, Evans E. W., Fritzke, Haderer, Hannifin, Hartung, Hassa, Karèl, Kehrein, Kern, La Du, Moldenhauer, Potter, Price, Rupp, Smith C. H., Szymarek, Terens, Timlin and Willott—28.

Noes—Messrs. Ainsworth, Andrew, Bartlett, Beedle, Brad-dock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Dahl, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridt, Gilman, Hamm, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kimball, Kinney, Koch, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Morgan, Morris, Osborn, Peterson, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—68.

Paired—Mr. Valentine against, Mr. A. E. Smith for.

Aisent or not voting—Mr. Cowling—1.

Mr. Haderer offered an amendment in the form of a substitute bill for No. 97, A.

The amendment was lost.

Franklin Johnson moved to refer No. 97, A., to the committee on Judiciary.

The motion was lost.

Mr. Osborn offered an amendment to No. 97, A., as follows:

Amend section two of the printed bill by inserting in the first line thereof after the word "officers," the words "except state offices."

Amend section five of the printed bill by striking out of line nineteen thereof the words "except state officers." And further amend section five by striking out lines 20 and 21, "for state officers all signers on each separate nomination paper shall reside in the same county."

Further amend section five of the printed bill by striking out lines 30, 31 and 32 thereof.

Amend section six of the printed bill by striking out of line three thereof the words "state officers."

Amend the official ballot printed in the bill by striking out all that relates to state offices.

Amend section eighteen of the printed bill by striking out the words "state officers" where they occur in line six thereof.

Amend the printed bill by striking out section 22.

Amend the printed bill by renumbering the sections that follow section 21 in consecutive order.

Meaning and intending to strike out from the printed bill all reference to state offices and all provisions relating to the nomination of candidates therefor, and to reserve to political parties in the state the right to nominate candidates for state offices by their usual method of caucuses and conventions.

The ayes and noes being demanded, the amendment was lost.

The vote was as follows: Ayes, 12; noes, 82; paired, 2; absent or not voting, 3.

Ayes—Messrs. Barker, Coffland, Evans E. W., Karel, Kern, Osborn, Price, Reynolds, Smith C. H., Timlin, Wallrich and Willott—12.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzzen, Becker, Beedie, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler Cosgrove, ley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rankl, Ray, Reed, Root, Rupp, Sidler, Slade, Smalley, Smelker, Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Verbeck, Westfahl, White, Whitson, Williams and Mr. Speaker—82.

Paired—Mr. Valentine against, Mr. A. E. Smith for—2.

Absent or not voting—Messrs. Cowling Crowley and Waterman—3.

Mr. Barker moved the previous question, which was seconded.

The ayes and noes being required, the motion prevailed.

The vote was as follows: Aye, 95; noes, none; paired, 2; absent or not voting, 2.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzzen, Becker, Beedie, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thomas, Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, LaDu, Lang, Lane, LeRoy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgau, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Verbeck, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—95.

Paired,—Mr. Valentine against, Mr. A. E. Smith for—2.
Absent or not voting,—Messrs. Cowling and Wallrich—2

The question being, Shall No. 97, A., be ordered engrossed and read a third time?

The bill was so ordered.

The ayes and noes being demanded,

The vote was as follows: Ayes, 76; noes, 20; paired, 2; absent or not voting, 1.

Aye —Messrs Ainsworth, Andrew, Arneman, Bartlett, Becker, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Morgan, Morris, Peterson, Potter, Rankl, Ray, Reed, Root, Sidler, Smalley, Smelker, Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Verbeck, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker.—76.

Noes—Messrs. Barker, Bartzen, Benson, Carberry, Coffland, Evans E. W., Hannifin, Hartung, Kern, Moidenhauer, Osborn, Price, Reynolds, Rupp, Slade, Smith C. H., Thompson, Timlin, Wallrich and Willott—20.

Paired—Mr. Valentine for. Mr. A. E. Smith against—2

Absent or not voting—Mr. Cowling.—1.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has adopted and asks the concurrence of the assembly in,

Jt. Res. No. 16, S.,

On the death of Hon. Francis A. Hoffman

Adopted, and asks the concurrence in,

Jt. Res. No. 14, S.,

Relating to death of Lieut. Gov. Jesse Stone.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 16, S.,

Concurred in unanimously.

Jt. Res. No. 14, S.,

Concurred in unanimously.

RESOLUTION INTRODUCED.

By Mr. Timlin:

Jt. Res. No. 6, A.,

Resolution on the death of Chief James Foley, Andrew J. White, Edward Hogan and Thomas A. Droney.

WHEREAS, In His inscrutable wisdom, God has seen fit to remove from their sphere of usefulness James Foley, chief of the Milwaukee fire department, Andrew J. White, captain of truck 1, and Edward Hogan, pipeman, company No. 1, and Thomas A. Droney, pipeman, company No. 1, besides placing in imminent danger Assistant Chief Clancy and other members of the department;

WHEREAS, James Foley was a man with a national reputation as a fire-fighter, and a man with the highest ideals of what a fire department should be; therefore,

Resolved by the assembly, the senate concurring, That in the death of Chief Foley Milwaukee suffers an irreparable loss, and the state loses a splendid citizen whose example was an incentive to every man to do his full duty, no matter what his position might be.

Resolved further, That this legislature desires to express its admiration for the man and to extend its condolence not only to his afflicted family, but also to the city of Milwaukee.

Resolved further, That these resolutions be engrossed and one copy sent to the family and another to the common council of Milwaukee.

Resolution adopted unanimously by rising vote.

Upon motion of Mr. Wallrich,
The assembly adjourned.

THURSDAY, FEBRUARY 5, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. D. Butler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Thos., Johnston, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiesenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, White, Whitson, Williams, Willott and Mr. Speaker—93.

Absent—Messrs. Brittan, Dixon, Johnson Henry, Martin, Smith A. E. and Westfahl—6.

LEAVE OF ABSENCE

Was granted

To Mr. Dixon for this session.

To Mr. Lang until February 10.

To the members of the legislative coal investigation committee.

CORRECTIONS TO THE JOURNAL.

The journal of February 4 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Johnstone:

Pet. No. 16, A.,

Petition of citizens of Waukesha, against the passage of bill No. 3, A., a bill to repeal the high school law.

Referred to committee on Education.

By Mr. Slade:

No. 17, A.,

Petition of C. L. Crane and sixty-one others, to enact a law prohibiting shooting or killing of prairie chickens, grouse and quail within the counties of Walworth, Racine and Kenosha for the term of five years.

Referred to committee on Fish and Game.

By Mr. Slade:

Pet. No. 18, A.,

Petition of C. L. Crane and sixty-six others from Racine and Kenosha counties, to enact a law which will provide a bounty for the killing of English sparrows throughout the state of Wisconsin.

Referred to committee on Fish and Game.

By Mr. Williams:

Pet. No. 19, A.,

A petition by A. W. Craig and other citizens of Randolph, against the repeal of chapter 188, laws of 1901.

Referred to committee on Education.

RESOLUTIONS INTRODUCED.

By Mr. Carberry:

Res. No. 12, A.,

Resolution on the death of Raphael Katz.

WHEREAS, Death has removed from the stage of this life the Honorable Raphael Katz, who died October 22, 1902; and,

WHEREAS, During the time the deceased was a member of the assembly of this state, he had, by his manly virtues, his integrity and devotion to duty, invited the confidence and commanded the respect and friendship of his associate members; therefore, be it

Resolved, That in the death of Mr. Katz we are called upon to mourn the loss of a faithful friend, an earnest worker in the interest of wise legislation, and a man whose honesty in his active business life won for him the respect of all men; be it further

Resolved, That we tender to the family of our honored friend our expression of heartfelt sympathy; and be it further

Resolved, That a copy of this resolution be forwarded to the family of the deceased.

Unanimously adopted by a rising vote

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Cady:

No. 170, A.,

A bill in relation to re-insurance and the transaction of business by fire insurance companies or associations authorized to do business in the state of Wisconsin.

To committee on Finance, Banks and Insurance.

By Mr. Lang (by request):

No. 171, A.,

A bill to amend section 1056 of chapter 48 of the Wisconsin statutes of 1898, relating to the assessment of taxes.

To committee on Assessment and Collection of Taxes.

By Mr. Cady:

No. 172, A.,

A bill to aid in advancing the cranberry industry in Wisconsin and making an appropriation therefor.

To committee on Agriculture.

By Mr. Crowley (by request):

No. 173, A.,

A bill to amend section 1972 of chapter 89 of the Wisconsin statutes, 1898, relating to insurance corporations.

To committee on Finance, Banks and Insurance.

By Mr. Cowling:

No. 174, A.,

A bill to amend section 3092 of the Wisconsin statutes of 1898, relating to second trials in actions of ejectment.

To committee on Judiciary.

By Mr. Cowling:

No. 175, A.,

A bill relating to costs and disbursements in the supreme court and amendatory of section 2949, chapter 129 of the Wisconsin statutes, 1898.

To committee on Judiciary.

By Mr. Dudgeon:

No. 176, A.,

A bill to repeal a portion of section 925—46a of the Wisconsin statutes of 1898, relating to cities under general law.

To committee on Cities.

By Mr. LeRoy (by request):

No. 177, A.,

A bill to appropriate a certain sum to the Wisconsin state firemen's association.

To committee on State Affairs.

By Mr. Braddock:

No. 178, A.,

A bill to amend section 789 of the Wisconsin statutes of 1898, relating to special town meetings.

To committee on Judiciary.

By Mr. Douglas:

No. 179, A.,

A bill to amend section 1492 of the Wisconsin statutes of 1898, relating to the appointment, term and duties of the state veterinarian.

To committee on Agriculture.

By Mr. Douglas:

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses.

To committee on Agriculture.

By Mr. Douglas:

No. 181, A.,

A bill to amend section 1492a of the Wisconsin statutes of 1898, pertaining to the duty of local health boards and powers veterinary.

To committee on Public Health and Sanitation.

By Mr. Douglas:

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisalment of animals.

To committee on Agriculture.

By Mr. Douglas:

No. 183, A.,

A bill to amend section 170 of chapter 12 of the Wisconsin statutes of 1898, and to provide for the payment of a salary for the state veterinarian.

To committee on Agriculture.

By Mr. Hamm:

No. 184, A.,

A bill to amend sections 875 and 878 of the Wisconsin statutes of 1898, relating to village officers.

To committee on Judiciary.

By Mr. Johnston:

No. 185, A.,

A bill authorizing the establishment of truant ungraded day-schools and parental boarding schools, and commitments to such schools, in cities having a school census of five hundred or more children.

To committee on Education.

By Mr. Johnstone:

No. 186, A.,

A bill to permit school boards to contract with teachers, principals or superintendents for a term of two, three or five years.

To committee on Education.

By Mr. Doolittle:

No. 187, A.,

A bill to provide for the free use of certain public lands by high schools.

To committee on State Affairs.

By Mr. Karel:

No. 188, A.,

A bill relating to abandonment by non-users of streets and highways.

To committee on Judiciary.

By Mr. Karel:

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural experimental association.

To committee on Agriculture.

By Mr. Barker:

No. 190, A.,

A bill to provide for punishment of any public official soliciting a bribe.

To committee on Judiciary.

By Mr. Barker:

No. 191, A.,

A bill to grant immunity from punishment in cases of bribery, attempted bribery and soliciting a bribe, in certain cases.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Engrossed Bills, to whom was referred:

No. 97, A.,

A bill to provide for party nominations by direct vote,

Has had the same under consideration, and has instructed me to report the same back correctly engrossed.

O. G. KINNEY,
Chairman.

BILLS READY FOR A THIRD READING.

No. 16, A.,

A bill relating to appointment of guardian for non-resident and absent persons.

Was read a third time and passed.

BILLS READY FOR ENGROSSMENT AND THIRD READING.

No. 83, A.,

A bill relating to the municipal court of Douglas county.

Ordered engrossed and read a third time.

No. 22, A.,

A bill relating to fees of county judges.

Laid over until February 11.

No. 55, A.,

A bill relating to the terms of office of members of the common council.

Laid over until February 10.

No. 10, A.,

A bill to enable cities to pay salaries to their mayors.

Re-referred to the committee on Cities.

No. 15, A.,

A bill relating to the term of office in cities of the second third and fourth classes.

Indefinitely postponed.

MOTIONS CONSIDERED.

On motion of Mr. Cowling,

No. 92, A., was returned to the clerk's desk.

On motion of Mr. Frear,

The assembly took a recess until 8:30 o'clock p. m.

8:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Franklin Johnson:

No. 192, A.,

A bill to amend section 486a of the Wisconsin statutes of 1898, as amended by chapter 272, laws of 1899, relating to township libraries.

To committee on Education.

By Mr. H. Johnson:

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Dinsdale:

No. 194, A.,

A bill to amend section 1409g, chapter 56a, of the Wisconsin statutes of 1898, relating to the sale of drugs, etc., by unlicensed persons.

To committee on Public Health and Sanitation.

By Mr. Stevens:

No. 195, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes of 1898, relating to county aid for bridges.

To committee on Roads and Bridges.

By Mr. Tarrell:

No. 196, A.,

A bill to amend section 3 of chapter 445, of the laws of Wisconsin for the year 1901, relating to salary of supervisors of assessment.

To committee on Assessment and Collection of Taxes.

By Mr. Sidler:

No. 197, A.,

A bill to amend section 1561 of chapter 66 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Chandler:

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes, and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a.

To committee on State Affairs.

By Mr. Waterman:

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901, entitled, "An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies."

To committee on Finance, Banks and Insurance.

By Mr. Waterman:

No. 200, A.,

A bill to amend section 4256 of the Wisconsin statutes of 1898, relating to actions for damages in cases of personal injury resulting in death.

To committee on State Affairs.

By Mr. Waterman:

No. 201, A.,

A bill providing for the examination of engineers and inspection of boilers.

To committee on State Affairs.

By Mr. Douglas:

No. 202, A.,

A bill to amend section 3884 of the Wisconsin statutes of 1898, relating to the sale of homesteads of deceased persons.

To committee on Judiciary.

By Mr. Douglas:

No. 203, A.,

A bill to amend section 3940 of the Wisconsin statutes of 1898, relating to the assignment of estates.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred:

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to the superintendent of public property and of stationery,

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs or assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay,

Has had the same under consideration, and has instructed me to report the same back with a recommendation that they do pass.

W. L. ROOT,
Chairman.

The committee on Cities, to whom was referred:

No. 10, A.,

A bill to enable cities to pay salaries to their mayors,

Has had the same under consideration, and has instructed me to report it back with the following amendment, and recommend that when so amended the bill do pass:

Strike out the word "whether" and the word "the" at the end of the first line, and the words "general law or" in the second line of section one.

G. H. RAY,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 25, A.,

A bill to amend section 7 of the laws of 1898, relating to marriage license,

No. 83, A.,

A bill to amend section 4 of chapter 112 of the laws of 1893, as amended by section 1 of chapter 261 of the laws of 1897, relating to the municipal court for Douglas county,

Has had the same under consideration, and has instructed me to report the same back correctly engrossed.

O. G. KINNEY,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 97, A.,

A bill to provide for party nominations by direct vote,

No. 33 A.,

A bill to amend section one (1), chapter four hundred thirty-nine (439), laws of Wisconsin, 1901, relating to second grade certificates,

No. 17, A.,

A bill to provide the legislature with Dickey's annotations to the Wisconsin statutes of 1898,

Has had the same under consideration, and with verbal corrections instruct me to report the same back as correct.

F. H. LORD,
Chairman.

MOTIONS CONSIDERED.

On motion of Mr. Cowling,

No. 92, A.,

Was re-referred to the committee on Judiciary.

On motion of Mr. Frear,

The assembly adjourned.

FRIDAY, FEBRUARY 6, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. D. Butler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, La Du, Lang, Lane, Le Roy, Loebbs, Lord, Martin, Miller, Moldenhauer, Morris, Osborn, Peterson, Potter, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Tereas, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfall, White, Whitson, Williams, Willott and Mr. Speaker—92.

Absent—Dixon, Gilman, Hartung, Koch, Morgan, Price and Slade—7.

LEAVE OF ABSENCE.

Was granted

To Messrs. Dixon, Hartung and Koch.

CORRECTION TO THE JOURNAL.

The journal of February 5 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Terens:

Pet. No. 20, A.,

Petition for an appropriation to the eastern Wisconsin fire man's association.

Read and referred to the committee on State Affairs.

By Mr. Donald:

Pet. No. 21, A.,

Petition relating to the repeal of chapter 188, laws of 1901, relating to the payment of tuition of high school pupils.

Read and referred to committee on Education.

By Mr. Rupp:

Pet. No. 22, A.,

Petition for an appropriation to the eastern Wisconsin fireman's association.

Read and referred to the committee on State Affairs.

By Mr. Tarrell:

Pet. No. 23, A.,

Petition by W. G. Mase and others, relating to chapter 188, laws of 1901.

Read and referred to the committee on Education.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Dudgeon:

No. 204, A.,

A bill to prevent the manufacture, sale or importation of cigarettes, cigarette papers and any substitute for the same.

To committee on Public Health and Sanitation.

By Mr. Dudgeon:

No. 205, A.,

A bill for the relief of S. D. Carpenter, and to permanently quiet the claim for public printing, and for paper and other stock and material furnished the state by said S. D. Carpenter, as assignee of James Ross, under chapter 114, laws of 1858, involving a large part of the printing of 1858, and all the work and materials for 1859 and 1860.

To committee on Judiciary.

By Mr. Cowling:

No. 206, A.,

A bill to amend chapter 24 of the laws of 1895, entitled, "An act to establish a municipal court in and for the city of Oshkosh and the county of Winnebago."

To committee on Judiciary.

By Mr. Cowling:

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor.

To committee on State Affairs.

By Mr. Ekern:

No. 208, A.,

A bill to make the requirements for a guardian's bond regarding sureties, uniform with the requirements of administrators' and executors' bonds, and amendatory of section 3966 of the Wisconsin statutes of 1898, as amended by section 44, of chapter 351 of the laws of 1899..

To committee on Judiciary.

By Mr. Williams:

No. 209, A.,

A bill declaring the marriage of white persons with negroes or mulattoes to be illegal and void.

To committee on Judiciary.

By Mr. Andrew:

No. 210, A.,

A bill to appropriate to Al. Abraham a sum of money therein named.

To committee on Claims.

By Mr. Barker:

No. 211, A.,

A bill to amend section 1943 of the Wisconsin statutes of 1898, relating to policies of fire insurance.

To committee on Finance, Banks and Insurance.

By Mr. Lenroot (by request):

No. 212, A.,

A bill amending section 4607k of the Wisconsin statutes of 1898, relating to impure ice.

To committee on Public Health and Sanitation.

By Mr. Dinsdale:

No. 213, A.,

A bill to amend chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "an act to amend section 1339 of the Wisconsin statutes of 1888, relating to damages caused by defective highways.

To committee on Judiciary.

By Mr. Bartlett (by request):

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies.

To committee on Finance, Banks and Insurance.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

Pet. No. 8, A.,

Petition of the ministerial association of the city of Superior, praying for the amendment to the present marriage laws.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the petition, prayer, wants and righteous indignation of the West Superior ministers, together with their desire for more marriages to perform, (thereby increasing the ministerial wealth of the city of Superior), be referred to a special committee consisting of Hon. W. W. Andrew and Hon. I. L. Lenroot, the representatives of Douglas county in this assembly, with instructions to such special committee to carefully examine into the wrongs alleged in the petition presented and, is possible, to consult with the gentleman from Milwaukee and devise ways and means to relieve the stringency of the matrimonial situation in the city of Superior, clearly shown by the petition to exist.

Laid over indefinitely.

No. 52, A.

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the Wisconsin statutes of 1898.

With an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 65, A.,

A bill to amend section 751 of the Wisconsin statutes of 1898, relating to district attorneys

With an amendment in the form of a substitute bill, and with the recommendation that when so amended, said bill do pass. Mr. Wallrich dissents from the report of the committee.

No. 24, A.,

A bill to amend section 751 of the Wisconsin statutes of 1898, relating to the compensation of district attorneys.

With the recommendation that said bill No. 24, A., be indefinitely postponed.

Jt. Res. No. 5, A.,

Being a joint resolution agreeing to a proposed amendment to the constitution.

With the recommendation that it do pass.

FRANK A. CADY,
Chairman

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 2, S.,

A bill to amend section 21 of chapter 99, laws of 1891, entitled, "An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wisconsin,"

No. 3, S.,

A bill to amend section 13 of chapter 91, of the laws of 1897, relating to the municipal court for the eastern district of Waukesha county,

No. 4, S.,

A bill authorizing cities of the first class to acquire easements for viaducts, bridges, etc., by gift, grant or purchase and to provide for a joint use of same.

Has concurred in

Jt. Res. No. 6, A.,

Relating to the death of Chief James Foley and other Milwaukee firemen.

SENATE MESSAGE CONSIDERED.

No. 2, S., and No. 3, S., were severally read first and second times and referred to the committee on Judiciary.

No. 4, S., was read first and second times and referred to the committee on Cities.

MEMORIALS INTRODUCED.

By Mr. David Evans, Jr. (by request):

M. C. No. 1, A.,

Relating to the passage of an amendment to the constitution of the United States, providing for the protection of women citizens in the exercise in their right of suffrage.

Section 1. The people of the state of Wisconsin, represented in senate and assembly, do hereby memorialize the congress of the United States assembled in senate and house of representatives, requesting that body to submit to the legislatures of the several states an amendment to the constitution of the United States, forbidding states from disfranchising United States citizens on account of sex. We ask this because the dis-

crimination against so large a body of United States citizens for no other reason than sex, is unjust and illogical and consequently fraught with injury to our national life; and secondly, because there ought to be uniformity of action on a subject of such general interest, and since certain states have been admitted to the union with woman suffrage, we feel that the rule should be extended to all, and therefore ask that the different state legislatures may be permitted to vote on an amendment which so intimately concerns the well-being of our country.

Section 2. Secretary of state is hereby authorized to forward copies of this memorial to the senate of the United States and also to the house of representatives in session at Washington.

Read and referred to committee on Privileges and Elections.

BILLS READY FOR A THIRD READING.

No. 17, A.,

A bill to provide the legislature with Dickey's annotations to the Wisconsin statutes of 1898.

Referred to the committee on Claims.

No. 33, A.,

A bill to amend section 1, chapter 439, laws of Wisconsin, 1901, relating to second grade certificates.

Read a third time and passed.

No. 97, A.,

A bill to provide for party nominations by direct vote.

The ayes and noes being demanded, the bill was passed.

The vote was as follows: Ayes, 70; noes, 19; paired, 4; absent or not voting, 6.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Becker, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D. Jr., Finnegan, Frear, Fridd, Fritzke, Haderer, Hamm, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, Lane, Le Roy, Loebs, Lord, Martin, Miller, Morris, Peterson, Potter, Rankl, Ray, Reed, Root, Sidler, Smalley, Smelker, Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Valentine, Verbeck, Westfahl, White, Whitson, Williams and Mr. Speaker—70.

Noes—Messrs. Barker, Bartzen, Benson, Carberry, Evans E. W., Hannifin, Johnson F., Kern, La Du, Moldenhauer, Osborn, Reynolds, Rupp, Smith A. E., Smith C. H., Thompson, Timlin, Wallrich and Willott—19.

Paired—Mr. Morgan for, Mr. Coffland against; Mr. Gilman for, Mr. Hartung against—4.

Absent or not voting—Messrs. Dixon, Koch, Lang, Price, Slade and Waterman—6.

BILLS ORDERED TO A THIRD READING.

No. 6, S.,

A bill to repeal the acts establishing a superior court for Milwaukee county.

Ordered to a third reading.

No. 7, S.,

A bill to provide two additional circuit judges for the second judicial circuit.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND THIRD READING.

No. 10, A.,

A bill to enable cities to pay salaries to their mayors.

Re-referred to committee on Judiciary,

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to the superintendent of public property and of stationery.

Ordered engrossed and read a third time.

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs and assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay.

Ordered engrossed and read a third time.

On motion of Mr. Barker,

The assembly adjourned until Monday, February 9, at 8:30 o'clock p. m.

MONDAY, FEBRUARY 9, 1903.

8:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. Arthur L. Breslich offered prayer

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Lord, Martin, Miller, Morris, Potter, Rankl, Reynolds, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Tarrell, Thoreson, Thompson, Valentine, Westfahl, Sidler, White, Williams, Whitson and Mr. Speaker—68.

Absent—Messrs. Bartzen, Beedle, Braddock, Cowling, Coffland, Dahl, Dinsdale, Finnegan, Hodgins, Johnson Henry, Johnson Thos., Lang, Le Roy, Loeb, Moldenhauer, Morgan, Osborn, Peterson, Price, Ray, Reed, Root, Rupp, Smith C. H., Szymarek, Terens, Thiessenhusen, Timlin, Verbeck, Wallrich and Waterman,—31.

LEAVE OF ABSENCE

Was granted

To all absent members for this session.

RESOLUTIONS INTRODUCED.

By Mr. Dudgeon (by request):

Jt. Res. No. 7, A.,

Joint resolution requiring an investigation as to actual expense incident to production and refining of crude petroleum by

the Standard Oil company and as to price the company should reasonably charge for refined petroleum, and authorizing such action as shall be found necessary to require such company to furnish petroleum at reasonable prices.

WHEREAS, It has been represented to us, and is believed to be the fact, that the Standard Oil company, a corporation, has, for many years, had well nigh a complete monopoly in the production of crude petroleum and the refinement and sale thereof, and of its various other accompanying products; that the capital stock of said corporation is \$97,500,000, a large part of which is fictitious; that said company has, for many years, been selling to the public in Wisconsin, and elsewhere, the refined products at such exorbitant prices as to enable it to pay dividends on said stock of between forty and fifty million dollars annually, most of which has been unjustly extorted from the people; that the people of this state and of the United State have become so long accustomed to the use of the refined products aforesaid that they are almost a necessity in every family; that the public have, therefore, acquired a superior right in the property of such corporation and to its continued use, to the extent of requiring its products to be furnished to the consumers for reasonable and not extortionate prices; therefore, be it

Resolved by the assembly, the senate concurring, That the attorney general be authorized and directed to investigate and inquire into the facts concerning said Standard Oil company; its actual cash capital; whether or not it possesses the monopoly alleged in the foregoing preamble; whether its property is devoted to a necessary public use, as stated; and all other facts necessary or proper to determine the price at which such company could reasonably and fairly afford to market its products in this state and that he take such action, by suit or otherwise, as may be necessary, to secure the furnishing to the people of this state desiring it, the products of said company at such reasonable prices, and if necessary, to apply for the appointment of a receiver to take charge of the affairs of said company and conduct them upon a basis of fairness, alike to its stockholders and to the public, until the court shall be satisfied that such receiver is no longer necessary.

Resolved further, That the attorney general be authorized to employ such agents or assistants as he may judge to be necessary or expedient in putting this resolution into practical force, the expense whereof, when certified by the attorney general as reasonable, to be paid out of the state treasury from any money not otherwise appropriated.

Laid over.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Donald:

No. 215, A.,

A bill to amend section 1574 of the Wisconsin statutes of 1898, as amended by section 3 of chapter 341 of the laws of 1901, relating to the licensing of peddlers and transient merchants.

To committee on State Affairs.

By Mr. Whitson:

No. 216, A.,

A bill to detach certain territory from the towns of Rock Falls and Scott, in Lincoln county, and to create the town of Wright, to provide for town meetings therein, and for a final settlement between said towns.

To committee on Town and County Organization.

By Mr. Whitson:

No. 217, A.,

A bill to divide the town of Tomahawk, Lincoln county, Wis. and to create the town of Bradley.

To committee on Town and County Organization.

By Mr. Whitson:

No. 218, A.,

A bill to provide for a more complete registration of births and deaths, for the publication of statistics and reports relative thereto, and providing for an appropriation.

To committee on Public Health and Sanitation.

By Mr. Cady:

No. 219, A.,

A bill amendatory of section 2020, of the Wisconsin statutes of 1898, relative to deposits by minors' trustees and females

To committee on Judiciary.

By Mr. Dudgeon:

No. 220, A.,

A bill to amend section 1 of chapter 230 of laws of Wisconsin for the year 1901, relating to the closed season for fish in Dane county.

To committee on Fish and Game.

By Mr. Dudgeon:

No. 221, A.,

A bill providing for the payment of certain stone, brick and crushed stone furnished and used in the construction of the state historical society building.

To committee on Claims.

By Mr. Dudgeon (by request):

No. 122, A.,

A bill to define the duties of the attorney general concerning combinations and monopolies in restraint of trade, and to appropriate such money as may be necessary to pay the expenses incident to the discharge of such duties.

To committee on Judiciary.

By Mr. Dudgeon:

No. 223, A.,

A bill relating to certified copies of documents and amending section 4149 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Brittan:

No. 224, A.

A bill to prevent corrupt practices in securing nominations at political primaries by prohibiting certain persons from circulating nomination papers or soliciting electors to attend primaries, and further to prevent corrupt practices in influencing legislation in the state of Wisconsin, and to provide penalties and remedies for violation of this act.

To committee on Privileges and Elections.

By Mr. Barker:

No. 225, A.,

A bill relating to fees for return of notice of births and deaths in certain cities.

To committee on Public Health and Sanitation.

By Mr. Barker:

No. 226, A.,

A bill to amend section 2 of chapter 393 of the laws of 1901, relating to elections.

To committee on Privileges and Elections.

By Mr. Reynolds:

No. 227, A.,

A bill to authorize Bo L. Anderson and Ole Christianson, their heirs or assigns, to construct and maintain a pier or dock in the waters of Jackson harbor.

To committee on Lumber and Mining.

By Mr. E. W. Evans (by request):

No. 228, A.,

A bill to repeal subdivision 97a of chapter 925 of the Wisconsin statutes of 1898, relating to the erection of electric light plants in all cities in the state of Wisconsin.

To committee on Cities.

By Mr. Ekern:

No. 229, A.,

A bill to amend section 38 of the Wisconsin statutes of 1898, as amended by section 3, chapter 457, of the laws of 1901, prohibiting any party designation on ballots for school or judicial officers and providing for separate ballots for said officers.

To committee on Privileges and Elections.

By Mr. Stevens (by request):

No. 230, A.,

A bill to define how expenses and maintenance of certain dependent inmates shall be paid, and to authorize the state board of control to correct errors therein.

To committee on Charitable and Penal Institutions.

By Mr. E. W. Evans (by request):

No. 231, A.,

A bill relating to the change of the salary of commissioners established for the supervision of drainage districts and amending subdivision 30 of section 1379 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Stevens:

No. 232, A.,

A bill to appropriate a sum of money therein named in payment for a medal for Capt. F. R. French of Sparta, Wisconsin.

To committee on Claims.

By Mr. Morris (by request):

No. 233, A.,

A bill to amend section 1166, of the Wisconsin statutes of 1898, relating to the redemption of lands of minors, idiots and insane persons.

To committee on Judiciary.

By Mr. La Du:

No. 234, A.,

A bill to authorize Charles J. Winton, his heirs, associates and assigns to build and maintain a dam across the Wisconsin river in sections thirty-two (32) and thirty-three (33) in township twenty-six (26) north, range eight (8) east, in Marathon county.

To committee on Lumber and Mining.

By Mr. La Du:

No. 235, A.,

A bill to repeal chapter 96 of the general laws of Wisconsin for the year 1893, entitled, An act to authorize J. D. Ross and W. C. Silverthorn, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in township number twenty-eight (28) north, range seven (7) east, in Marathon county, Wisconsin, and to grant said right to J. D. Ross, Charles J. Winton and E. W. Brooks.

To committee on Lumber and Mining.

By Mr. La Du:

No. 236, A.,

A bill to authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns to build and maintain a dam or dams across the Wisconsin river in township thirty-two (32) and thirty-three (33) north, range six (6) east, in Lincoln county.

To committee on Lumber and Mining.

By Mr. Frear:

No. 237, A.,

A bill to amend section 4560a, of the Wisconsin statutes, 1898, relating to fish and game.

To committee on Fish and Game.

By Mr. Martin:

No. 238, A.,

A bill to define the liabilities of railroad companies in relation to damages sustained by their employees.

To committee on Judiciary.

By Mr. La Du:

No. 239, A.,

A bill to authorize G. D. Jones and Neal Brown, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirteen (13) and fourteen (14) in township thirty (30), north range, seven (7) east, in Marathon county.

To committee on Lumber and Mining.

By Mr. Martin:

No. 240, A.,

A bill to repeal section 1816 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Frear:

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes.

To committee on Fish and Game.

By Mr. Frear:

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein.

To committee on Claims.

REPORTS OF COMMITTEES.

The committee on Engrossed Bills, to whom was referred:

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to the superintendent of public property and of stationery,

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs and assigns, to construct or maintain a pier or dock in the waters of Sturgeon Bay,

Has had the same under consideration, and has instructed me to report the same back correctly engrossed.

O. G. KINNEY,

Chairman.

Bills No. 107, A., and 119, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 25, A.,

A bill to amend section 7, chapter 301, of the laws of 1899, relating to marriage license,

No. 83, A.,

A bill to amend section 4 of chapter 112 of the laws of 1893, as amended by section 1 of chapter 261 of the laws of 1897, relating to the municipal court for Douglas county,

Has had the same under consideration, and has instructed me to report the same back as in all respects correct.

F. H. LORD,

Chairman.

BILLS READY FOR A THIRD READING.

No. 6, S.,

A bill to repeal the acts establishing a superior court for Milwaukee county, and providing for the transfer of causes and proceedings pending therein to the circuit court for the second judicial circuit.

Concurred in.

No. 7, S.,

A bill to provide for two additional circuit judges for the second judicial circuit.

Concurred in.

The ayes and noes being required,

The vote was as follows: Ayes, 70; noes, none; absent or not voting, 29.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Lord, Martin, Miller, Morris, Potter, Rankl, Reynolds, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Tarrell, Thiesenhusen, Thoreson, Thompson, Valentine, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—70.

Noes—None.

Absent or not voting—Messrs. Beedle, Braddock, Coffland, Cowling, Dahl, Dinsdale, Finnegan, Hodgins, Johnson Henry, Johnson Thos., Lang, Le Roy, Loebs, Moldenhaur, Morgan Osborn, Peterson, Price, Ray, Reed, Root, Rupp, Smith C. H., Szymarek, Terens, Timlin, Verbeck, Wallrich and Waterman—29.

BILLS READY FOR ENGROSSMENT AND THIRD READING.

Jt. Res. No. 5, A.,

Agreeing to a proposed amendment to the constitution.

Ordered engrossed and read a third time.

On motion of Mr. Becker,
The assembly adjourned.

TUESDAY, FEBRUARY 10, 1903.

10:00 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Arthur L. Breslich offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebbs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rankl, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—90.

Absent—Messrs. Braddock, Thos. Johnson, Osborn, Price, Ray, Reed, Rupp and Timlin—9.

LEAVE OF ABSENCE

Was granted

To Messrs. Ray, Rupp, Timlin and Waterman for this session.

To Mr. Reed indefinitely.

To Mr. Braddock until February 11.

To Mr. Potter for February 10.

LETTERS, PETITIONS, ETC.

By A. E. Smith:

Pet. No. 24, A.,

Petition of F. E. Burrows and 280 others, relative to fishing in Delavan lake.

Read and referred to committee on Fish and Game.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Ainsworth (by request):

No. 243, A.,

A bill to regulate the compensation of sheriffs.

To committee on Judiciary.

By Mr. Westfahl:

No. 244, A.,

A bill to appropriate a certain sum of money to the first battery field artillery, Wisconsin national guard, to cover the extraordinary expenses required to properly maintain mounted organizations.

To committee on Military Affairs.

By Mr. White (by request):

No. 245, A.,

A bill providing a township system of maintaining cemeteries.

To committee on Public Health and Sanitation.

By Mr. Smelker (by request):

No. 246, A.,

A bill to grant relief to Walter Schmidt for injuries received at the Wisconsin industrial school for boys at Waukesha, Wisconsin, while an inmate thereof, legally confined, in 1900, and making an appropriation therefor.

To committee on Judiciary.

By Mr. Smelker (by request):

No. 247, A.,

A bill to amend chapter 220 of the laws of 1899, entitled, "An act to provide for lien for threshing grain and shelling corn, and for its enforcement".

To committee on Agriculture.

By Mr. Sidler (by request):

No. 248, A.,

A bill to authorize the conveyance of a piece of land in the city of Fond du Lac from the state to Mary A. Hamilton, upon repayment of purchase price.

To committee on Military Affairs.

By Mr. Sidler:

No. 249, A.,

A bill to repeal sections 4082 and 4083, of the Wisconsin statutes of 1898, and amending section 4084 of the Wisconsin statutes of 1898, relating to administering of oaths.

To committee on Judiciary.

By Mr. Sidler:

No. 250, A.,

A bill to amend sections 4082 and 4084 of the Wisconsin statutes of 1898, and to repeal section 4083 of the Wisconsin statutes of 1898, relating to administering of oaths.

To committee on Judiciary.

By Mr. Morris:

No. 251, A.,

A bill to amend chapter 297 of the laws of 1901 and to appropriate a further sum of money to the state board of managers of the St. Louis world's fair.

To committee on State Affairs.

By Mr. Dinsdale:

No. 252, A.,

A bill to amend sections 1023a, 1024 and 1024b of the Wisconsin statutes of 1898, relating to the return and registration of births and deaths.

To committee on Public Health and Sanitation.

By Mr. Williams:

No. 253, A.,

A bill to appropriate a sum of money for a monument in the national cemetery, at Andersonville, Georgia, and to appoint commissioners.

To committee on Military Affairs.

By Mr. Thiessenhusen:

No. 254, A.,

A bill to amend chapter 218 of the laws of 1899, entitled, "An act to establish a district court in the county of Milwaukee, Wisconsin," as amended by section 1 of chapter 70, of the laws of 1901.

To committee on Judiciary.

By Mr. Bartlett:

No. 255, A.,

A bill to authorize Cornell land and power company, a Wisconsin corporation, its successors and assigns, to build and maintain a dam across the Chippewa river in section 18, town 31, range 6 west, in Chippewa county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Franklin Johnson (by request):

No. 256, A.,

A bill to provide for the better protection of the lives of persons on board vessels plying upon the waters of the state of Wisconsin, and not subject to the laws of the United States, and making an appropriation therefor.

To committee on Judiciary.

By Mr. Coffland:

No. 257, A.,

A bill to appropriate the sum of ten thousand dollars to the regents of the University of Wisconsin for the purpose of purchasing stock for the experiment station farm.

To committee on Agriculture.

By Mr. Johnson:

No. 258, A.,

A bill prohibiting the giving and receiving of rebates, deductions and preferences to and by shippers, consignors and consignees of freight.

To committee on Railroads.

By Mr. Koch (by request):

No. 259, A.,

A bill to appropriate a certain sum to the eastern Wisconsin firemen's association.

To committee on State Affairs.

By Mr. Koch (by request):

No. 260, A.,

A bill to appropriate a certain sum to the Wisconsin cheese-makers' association.

To committee on Dairy and Food.

By Mr. Lang (by request):

No. 261, A.,

A bill to shorten the procedure in the remedy by certiorari and to enlarge its scope when used otherwise than to review the action of a court.

To committee on Judiciary.

By Mr. Lenroot:

No. 262, A.,

A bill relating to the granting of franchises by cities.

To committee on Cities.

By Mr. Peterson (by request):

No. 263, A.,

A bill to amend section 1512, of the Wisconsin statutes of 1898, relating to the relief and support of the poor.

To committee on Judiciary.

By Mr. Verbeck:

No. 264, A.,

A bill amending section 925—95a of the Wisconsin statutes of 1898, as amended by chapter 135, laws of Wisconsin for 1901, relating to waterworks and lighting.

To committee on Cities.

By Mr. Verbeck:

No. 265, A.,

A bill to amend section 3813a of the Wisconsin statutes of 1898, relating to the discharge of mortgages and judgments of deceased persons.

To committee on Judiciary.

By Mr. Verbeck:

No. 266, A.,

A bill to amend section 2252 of the Wisconsin statutes of 1898, relating to the discharge of mortgages by the court.

To committee on Judiciary.

By Mr. Dinsdale:

No. 267, A.,

A bill to amend section 4560d of the Wisconsin statutes of 1898, as amended by section 3, chapter 311, of the laws of 1899, by section 7, chapter 338, of the laws of 1901, relating to fish and game.

To committee on Fish and Game.

By Mr. Ekern (by request):

No. 268, A.,

A bill to authorize the La Crosse and Northern Railway company, its successors and assigns, to build and maintain a dam across Black river in La Crosse and Trempealeau counties, Wisconsin, for the purpose of improving the navigation of said river, creating hydraulic power to operate its railroad and for the production and transmission of light, heat and power and for any other lawful public purpose.

To committee on Lumber and Mining.

By Mr. Hamm:

No. 269, A.,

A bill to amend section 1691 of the Wisconsin statutes of 1898, relating to chattel loans.

To committee on Judiciary.

By Mr. Hamm:

No. 270, A.,

A bill to amend section 2313, of the Wisconsin statutes of 1898, relating to chattel mortgages.

To committee on Judiciary.

By Mr. Gilman (by request):

No. 271, A.,

A bill to amend chapter 459, laws of 1901, entitled an act to provide for the use of voting machines for elections in this state.

To committee on Privileges and Elections.

By Mr. Arneman:

No. 272, A.,

A bill concerning the re-binding and transcribing of records.

To committee on Judiciary.

By Mr. Arneman:

No. 273, A.,

A bill to repeal section 690 of the Wisconsin statutes of 1898, relating to transcribing of public records.

To committee on Judiciary.

By Mr. Crowley:

No. 274, A.,

A bill to amend section 13, chapter 312, laws of 1899, of part 2, fish and game laws of Wisconsin of 1901, relating to licenses for hunting.

To committee on Fish and Game.

By Mr. Lord:

No. 275, A.,

A bill to amend section 406 a of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income.

To committee on Claims.

By Mr. Lord:

No. 276, A.,

A bill to reimburse the normal school fund and fund income for certain money lost on a special loan to the Eau Claire light guard company to provide an armory.

To committee on Claims.

By Mr. Lord (by request):

No. 277, A.,

A bill to provide for collection and publication of statistics relating to the sale of alcoholic liquors.

To committee on Public Health and Sanitation.

By Mr. Douglas:

No. 278, A.,

A bill to provide for teaching in the common schools of the state of Wisconsin of the subject of the history of industrial and commercial science in the state of Wisconsin.

To committee on Education.

By Mr. Cowling:

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146, of the laws of 1872, and to cure certain omissions in the organization thereof and adding section 1772b of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Cowling:

No. 280, A.,

A bill relating to the statutes of limitations of actions on interest coupons, warrants and notes, and amendatory of subdivision 2 of section 4222, of chapter 177, of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Cowling:

No. 281, A.,

A bill relating to foreclosure sales and amendatory of section 3162 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Gilman:

No. 282, A.,

A bill to require railroad corporations and corporations operating street railroads, to report accidents happening at highways and street intersections, by reason of the operating of trains and cars thereon.

To committee on Railroads.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence in,

No. 70, S.,

A bill to amend chapter 394, of the laws of 1901, empowering the district attorney of any county to appoint assistants, and to provide for the fixing and payment of salaries.

SENATE MESSAGE CONSIDERED.

No. 70, S., read first and second time and referred to committee on Judiciary.

RESOLUTIONS CONSIDERED.

Jt. Res, No. 7, A.,

Joint resolution requiring an investigation as to actual expenses incident to production and refining of crude petroleum by the Standard Oil company and as to price the company should reasonably charge for refined petroleum, and authorizing such action as shall be found necessary to require such company to furnish petroleum at reasonable prices.

On motion of Mr. Dudgeon,

Referred to committee on Judiciary.

BILLS READY FOR A THIRD READING.

No. 25, A.,

A bill to amend section 7, chapter 301, of the laws of 1898, relating to marriage licenses,

Passed.

No. 83, A.,

A bill to amend section 4, of chapter 112, of the laws of 1893, as amended by section 1, of chapter 261, of the laws of 1897, relating to the municipal court of Douglas county,

Laid over until February 17th.

BILLS READY FOR ENGROSSMENT AND THIRD READING.

No. 52, A.,

A bill relating to the issuing of process by justices of the peace and amending section 3594 of the Wisconsin statutes.

Ordered engrossed and read a third time.

No. 55, A.,

A bill to fix the terms of office of members of the common council in cities of the second, third and fourth classes.

On motion of Mr. Cady,

Re-referred to committee on Cities.

The substitute amendment to

No. 65, A.,

A bill to amend section 751 of the Wisconsin statutes, relating to district attorneys,

Was adopted, and

The bill, as amended,

Ordered engrossed and read a third time.

On motion of Mr. Rankl,
The assembly adjourned.

By Mr. Thomas Johnson:

No. 293, A.,

A bill to amend section 4601 of the Wisconsin statutes of 1898, relative to the adulteration of drugs and foods.

To committee on Dairy and Food.

By Mr. Finnegan:

No. 294, A.,

A bill to appropriate money for the further prosecution of the geological and natural history survey of the state.

To committee on Claims.

By Mr. Finnegan:

No. 295, A.,

A bill to amend section 925—464a of the Wisconsin statutes of 1898, relating to the advertising and publication of council proceedings, etc., in cities.

To committee on Cities.

By Mr. Brittan (by request):

No. 296, A.,

A bill to provide for the survey and preservation of the Indian mounds of the state of Wisconsin, and providing an appropriation therefor.

To committee on State Affairs.

By Mr. Braddock:

No. 297, A.,

A bill to authorize E. G. Boynton and Orlando Holway to build and maintain a dam across Black river in Jackson county.

To committee on Lumber and Mining.

By Mr. Smelker (by request):

No. 298, A.,

A bill to prevent certain corporations to act as executor, administrator, guardian, trustee and receiver.

To committee on Judiciary.

By Mr. Thiessenhusen:

No. 299, A.,

A bill relating to justices of the peace and constables in cities having a population of 100,000 inhabitants or over.

To committee on Judiciary.

By Mr. Willott:

No. 300, A.,

A bill to amend section 1971 of the Wisconsin statutes of 1898, as amended by chapter 192, of the laws of 1899, relating to forms and statements of licensed insurance companies.

To committee on Finance, Banks and Insurance.

By the Committee on Agriculture:

No. 301, A.,

A bill to appropriate the sums of money hereafter named to the Wisconsin state board of agriculture.

To committee on Claims.

By Mr. Westfahl:

No. 302, A.,

A bill to amend section 4136 of the Wisconsin statutes of 1898, relating to courts taking judicial notice of public acts of congress, and the statutes of other states.

To committee on Judiciary.

By Mr. Kehrein:

No. 303, A.,

A bill to create a commission to pass upon the legality of proposed legislation before its passage.

To committee on Judiciary.

By Mr. Kehrein:

No. 304, A.,

A bill to encourage the acquisition of homes by persons of moderate means.

To committee on Judiciary.

By Mr. Waterman:

No. 305, A.,

A bill fixing the time of opening and closing the polls in counties of not less than two hundred thousand inhabitants.

To committee on Privileges and Elections.

By Mr. Breitwisch:

No. 306, A.,

A bill to amend sections 439a and 439b and to repeal section 439c of the Wisconsin statutes of 1898, relating to attendance at school.

To committee on Education.

By Mr. Breitwisch:

No. 307, A.,

A bill to appropriate a certain sum of money for the purchase of the light horse squadron armory, on Broadway, Milwaukee, Wisconsin.

To committee on Military Affairs.

By Mr. Barker:

No. 308, A.,

A bill to amend section 18 of the Wisconsin statutes of 1898, relating to elections.

To committee on Privileges and Elections.

By Mr. Barker:

No. 309, A.,

A bill relating to the employment of amanuenses by justices of the peace of cities of the first class.

To committee on Judiciary.

By Mr. Barker:

No. 310, A.,

A bill relating to the jurisdiction of justices of the peace in counties in this state wherein there is located a city containing a population of one hundred thousand or more.

To committee on Judiciary.

By Mr. Barker:

No. 311, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class.

To committee on Judiciary.

By Mr. Barker:

No. 312, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class, and adjournments of proceedings in justice courts.

To committee on Judiciary.

By Mr. Thomas Johnson (by request):

No. 313, A.,

A bill to amend section 1863a of the Wisconsin statutes of 1898 as amended by chapter 306 of the laws of Wisconsin for the year 1899, as amended by chapter 465 of the laws of Wisconsin for the year 1901, relating to the condemnation of lands.

To committee on Judiciary.

By Mr. Brittan:

No. 314, A.,

A bill to amend subdivision 2 of section 946, of the Wisconsin statutes of 1898, relating to voting municipal aid to railroad companies.

To committee on Judiciary.

By Mr. Timlin:

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids.

To committee on Cities.

By Mr. Timlin:

No. 316, A.,

A bill to authorize cities to license and regulate the storage and use of fireworks and other explosives.

To committee on Cities.

By Mr. Lang:

No. 317, A.,

A bill to amend section 1 of chapter 38 of laws of 1901, entitled, An act prescribing the duties of notaries public.

To committee on Judiciary.

By Mr. Ainsworth:

No. 318, A.,

A bill to encourage the production of beet sugar in the state of Wisconsin, by exempting factories from taxation for a term of years.

To committee on Judiciary.

By Mr. Ainsworth:

No. 319, A.,

A bill to amend section 6 of chapter 311 of the laws of 1899, relating to fishing in lakes in Walworth and Waukesha counties.

To committee on Fish and Game.

By Mr. Bartlett (by request):

No. 320, A.,

A bill to authorize E. A. Cleaves to build and maintain a ferry across the chippewa river between the towns of Cleveland and Arthur in the county of Chippewa, Wis.

To committee on State Affairs.

By Mr. Karel:

No. 321, A.,

A bill to establish a state hospital in some suitable location in Wisconsin for the treatment of incipient pulmonary tuberculosis, and making an appropriation therefor.

To committee on State Affairs.

By Mr. Douglas:

No. 322, A.,

A bill to appropriate a sum of money to the southern Wisconsin cheesemaker's association to be used for the improvement and advancement of the manufacture of Swiss and all other varieties of fancy cheese.

To committee on Dairy and Food.

By Mr. Donald (by request):

No. 323, A.,

A bill providing for the distributing of a history of the Standard Oil company and an article concerning the United States senate to county superintendents and superintendents of city and village schools and teachers, and providing for the expense thereof.

To committee on Education.

By Mr. Douglas (by request):

No. 324, A.,

A bill to repeal section 1072a of the Wisconsin statutes of 1898, as amended by section 20 of chapter 351 of the laws of 1899, relating to school fund tax apportionment.

To committee on Assessment and Collection of Taxes.

By Mr. Dixon (by request):

No. 325, A.,

A bill to appropriate to Edward F. Rakow a sum of money therein named for expenses of election contest.

To committee on Claims.

By Mr. Dixon:

No. 326, A.,

A bill to regulate the issuing of license to sell intoxicating liquors in new territory annexed to cities.

To committee on Cities.

By Mr. White (by request):

No. 327, A.,

A bill to amend section 1329a of the Wisconsin statutes of 1898, relating to the use of highways by electric poles.

To committee on State Affairs.

By Mr. White (by request):

No. 328, A.,

A bill to amend section 1330 of the Wisconsin statutes of 1898, relating to encoachments on highways.

To committee on State Affairs.

By Mr. Andrew:

No. 329, A.,

A bill to limit costs in actions on orders of municipal corporations.

To committee on Judiciary.

By Mr. Bartlett:

No. 330, A.,

A bill providing for annual reports to the dairy and food commissioner by managers or owners of cheese factories and creameries.

To committee on Dairy and Food.

By Mr. Andrew:

No. 331, A.,

A bill to amend section 694a of the Wisconsin Statutes of 1898, as amended by chapter 217 of the laws of 1901, relating to sheriff's salary.

To committee on Judiciary.

By Mr. Franklin Johnson:

No. 332, A.,

A bill to amend sections 471 and 472, of the Wisconsin statutes of 1898, relating to assessments in joint school districts, and settlements as to taxes in such districts.

To committee on Assessment and Collection of Taxes.

By Mr. Franklin Johnson:

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county.

To committee on Federal Relations.

By Mr. Franklin Johnson (by request):

No. 334, A.,

A bill to appropriate a sum of money therein mentioned to Frank Bedell.

To committee on Claims.

By Mr. F. Johnson:

No. 335, A.,

A bill to appropriate a sum of money herein mentioned to Dick Bedell.

To committee on Claims.

By Mr. F. Johnson:

No. 336, A.,

A bill to prevent the sale of unclean and unsanitary milk and the use thereof in manufacture of food products, and to prohibit unclean and unsanitary condition of creameries, cheese factories and milk dealers' establishments or outfits.

To committee on Dairy and Food.

By Mr. Le Roy:

No. 337, A.,

A bill to regulate the hours of labor of state and municipal employes and other mechanics and laborers.

To committee on Manufactures.

By Mr. David Evans, Jr.:

No. 338, A.,

A bill to confer the elective franchise on women.

To committee on Privileges and Elections.

By Mr. Le Roy:

No. 339, A.,

A bill to make it a misdemeanor for an employe to obtain railway or other transportation or the benefit of other advancement made by employers, to be thereafter repaid in labor, to refuse to perform such labor or repay such advancement, and providing for punishment thereof.

To committee on Manufactures.

By Mr. Lang (by request):

No. 340, A.,

A bill to amend section 2 of chapter 1, of the charter of the city of Eau Claire, being chapter 184 of the laws of 1899.

To committee on Cities.

By Mr. Irvine:

No. 341, A.,

A bill to limit the number of copies of the biennial report of the dairy and food commissioner to ten thousand, and provide for the publication of quarterly bulletins by said commissioner.

To committee on Dairy and Food.

By Mr. Irvine (by request):

No. 342, A.,

A bill providing for the payment of the cost of proceedings had under search warrants and amendatory of section 4842 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Irvine (by request):

No. 343, A.,

A bill to provide for the granting of life certificates in certain cases to teachers who have successfully taught for twenty years or more in the public schools of the state.

To committee on Education.

By Mr. Donald:

No. 344, A.,

A bill to amend section 440 of the Wisconsin statutes of 1898, as to the choice and change of text books in schools.

To committee on Education.

By Mr. Donald:

No. 345, A.,

A bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county.

To committee on Judiciary.

By Mr. Fritzke:

No. 346, A.,

A bill providing for the heating, lighting and ventilation of public school houses and fixing penalties for a violation of the provisions thereof.

To committee on Education.

By Mr. Ray (by request):

No. 347, A.,

A bill to amend section 160a, 160b, 160d and 160e of the Wisconsin statutes of 1898, relating to state depositories, and regulating the deposit of public moneys therein.

To committee on Finance, Banks and Insurance.

By Mr. Crowley:

No. 348, A.,

A bill to prohibit the probate of wills which contain provision tending to defraud the state or any municipality therein out of the payment of taxes.

To committee on Judiciary.

By Mr. Haderer:

No. 349, A.,

A bill to enable cities of the first and second class to acquire lands outside their corporate limits for hospital purposes, etc.

To committee on Public Health and Sanitation.

By Mr. Douglas (by request):

No. 350, A.,

A bill to amend section 6 of chapter 230 of the laws of 1901, relating to the preservation of fish in Dane county.

To committee on Fish and Game.

REPORTS OF COMMITTEES.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901, entitled, "An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies,"

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 173, A.,

A bill to amend section 1972 of chapter 89 of the Wisconsin statutes of 1898, relating to insurance corporations,

With the recommendation that it be indefinitely postponed.

N. E. LANE,

Chairman.

The committee on State Affairs, to whom was referred:

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor,

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes, and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they do pass.

No. 69, A.,

A bill to prohibit legislative lobbyists from attempting to personally influence the vote of members of the legislature and prescribing the penalty therefor,

With the recommendation that it be indefinitely postponed.

The committee on Bills on Third Reading, to whom was referred:

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to superintendent of public property and of stationery, Has examined the same and found it correct.

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs or assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay,

Has had the same under consideration, and has instructed me to report the same back with the following amendments, and when so amended to report the same correct.

Strike out the word "east," where it occurs in line five in section one of the bill and insert in lieu thereof the word "north;" and

Strike out the word "north" where it occurs in the fifth line of said section No. one, and insert in lieu thereof the word "east."

F. H. LORD,
Chairman.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

The substitute amendment to

No. 22, A.,

A bill to amend section 2453 of the Wisconsin statutes, relating to the fees of the county judges,

Was adopted, and

The bill, as amended, ordered engrossed and read a third time.

MOTIONS CONSIDERED.

On motion of Mr. Ainsworth,
No. 49, A.,
Was withdrawn from the committee on Fish and Game.

On motion of Mr. Ray,
The assembly took a recess to 7 o'clock this evening

7 O'CLOCK P. M.

The assembly met.
The speaker in the chair.

LETTERS, PETITIONS, ETC.

By Mr. Thompson (by request):
Pet. No. 28, A.,
Petition on the repeal of chapter 188, laws of 1901, relating
to the payment of tuition of high school pupils.
To committee on Education.

RESOLUTIONS INTRODUCED.

By Mr. Lane:
Res. No. 13, A.,
Relating to printing of extra copies of bill No. 375, A.
On motion of Mr. Lane,
Treated as privileged resolution, and
Read and adopted.

BILLS INTRODUCED.

Read first and second times and referred:

By Mr. Williams:

No. 351, A.,

A bill to amend section 890, chapter 40, of the Wisconsin statutes of 1898, relating to village boards.

To committee on Judiciary.

By Mr. Williams:

No. 352, A.,

A bill to amend section 1799a, of the Wisconsin statutes of 1898, relating to the charges for feeding and caring for live stock by common carriers.

To committee on Judiciary.

By Mr. Dudgeon:

No. 353, A.,

A bill to provide for verdicts in the case of actions brought to recover damages on account of the negligence of the defendant.

To committee on Judiciary.

By Mr. C. H. Smith:

No. 354, A.,

A bill to repeal section 562a, chapter 29, of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Dudgeon (by request):

No. 355, A.,

A bill to amend section 1 of chapter 406 of the laws of 1901, entitled, "An act to authorize the governor in behalf of the state to co-operate with the city of Madison in paving the streets surrounding the capitol park, and making an appropriation."

To committee on State Affairs.

By Mr. Timlin (by request):

No. 356, A.,

A bill relating to corporations for the testing and improving of the speed of horses, and amendatory of sections 4539b, 4539c and 4539d of the Wisconsin statutes of 1898.

To committee on State Affairs.

By Mr. Strong:

No. 357, A.,

A bill to amend section 2625 of the Wisconsin statutes of 1898, relating to place of trial of civil actions.

To committee on Judiciary.

By Mr. Timlin:

No. 358, A.,

A bill to make the twelfth of February, Abraham Lincoln's birthday, a legal holiday.

To committee on State Affairs.

By Mr. Morris:

No. 359, A.,

A bill to reimburse the several counties, towns, cities and villages of the state for expenses incurred in taking care of persons having small pox during the years 1900, 1901 and 1902, and making on appropriation therefor.

To committee on Public Health and Sanitation.

By Mr. Morris:

No. 360, A.,

A bill to amend section 1941—44, 1941—45, 1941—46, 1941—48, 1941—51, 1941—55, 1941—56, 1941—57, 1941—62, 1841—63 of the Wisconsin statutes of 1898, relating to Wisconsin standard fire insurance policy.

To committee Finance, Bank and Insurance.

By Mr. Carpenter:

No. 361, A.,

A bill to amend section 925—42 of the Wisconsin statutes of 1898, relating to attorneys in cities under the general law.

To committee on Judiciary.

By Mr. Johnstone (by request):

No. 362, A.,

A bill to amend section 517 of the Wisconsin statutes of 1898, relating to the township system of school government.

To committee on Education.

By Mr. Thompson (by request):

No. 363, A.,

A bill to amend section 854, chapter 40, of the Wisconsin statutes of 1898, relating to number of resident population for incorporating villages.

To committee on Judiciary.

By Mr. Thompson:

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as police justice for the village of Waunakee, Dane county.

To committee on Judiciary.

By Mr. Smelker:

No. 365, A.,

A bill to amend section 2608 of the Wisconsin statutes of 1898, relating to actions by married women.

To committee on Judiciary.

By Mr. Smelker:

No. 366, A.,

A bill amending section 2344 of the Wisconsin statutes of 1898, relating to the right of a married woman to transact business in her own name.

To committee on Judiciary.

By Mr. Smelker:

No. 367, A.,

A bill amending section 2345 of the Wisconsin statutes of 1898, relating to suits by married women.

To committee on Judiciary.

By Mr. Price (by request):

No. 368, A.,

A bill to amend paragraph 27, section 731, and paragraph 34 of section 731, of the Wisconsin statutes of 1898, in relation to sheriff's fees and also providing for the expenses of telephone and telegraph messages in relation to criminal matters.

To committee on Judiciary.

By Mr. Martin:

No. 369, A.,

A bill to amend chapter 445, laws of 1901, entitled, An act to create the office of county supervisor of assessment with power to supervise and investigate the work of all local assessors in the county.

To committee on Assessment and Collection of Taxes.

By Mr. Morgan:

No. 370, A.,

A bill to encourage the maintenance of permanent land marks and make a public record thereof.

To committee on Judiciary.

By Mr. Rankl:

No. 371, A.,

A bill providing for the recording of notice of claim of dower rights.

To committee on Judiciary.

By Mr. Westfahl:

No. 372, A.,

A bill to amend section 4 of chapter 159 of the laws of Wisconsin for the year 1852, entitled, "To incorporate the Milwaukee Gas Light company."

To committee on Corporations.

By Mr. Verbeck:

No. 373, A.,

A bill relating to the levee at the city of Portage and vicinity and making an appropriation therefor.

To committee on Judiciary.

By Mr. Lane:

No. 374, A.,

A bill to detach certain territory from the town of Browning in Taylor county, and to create the town of Goodrich; to provide for town meetings therein and for a final settlement between said towns.

To committee on Town and County Organization.

By Committee on Finance, Banks and Insurance.

No. 375, A.,

A bill for the creation of banks and for the regulation and supervision of the banking business.

To committee on Finance, Banks and Insurance.

REPORTS OF COMMITTEES.

The committee on Town and County Organization, to whom was referred:

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg, in Burnett county, and create the town of Anderson,

Has had the same under consideration, and has instructed me to report the same back for passage of said bill.

D. HODGINS,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 52, A.,

A bill relating to issuance and form of process by justice of the peace and amendatory of section 3594, of the Wisconsin statutes of 1898,

No. 65, A.,

Substitute bill to amend section 751, of the Wisconsin statutes of 1898, relating to district attorney,

Jt. Res. No. 5, A.,

Agreeing to a proposed amendment to the constitution,

Have had the same under consideration, and have instructed me to report the same back correctly engrossed and referred to committee on Bills on Third Reading.

O. G. KINNEY,
Chairman.

The committee on Judiciary, to whom was re-referred:

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar, and amendatory of section 2586 of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass,

No. 47, A.,

A bill to amend section 3358 of the statutes of 1898, relating to forcible entry and unlawful detainer and the summary removal of tenants from leased premises,

With the recommendation that it be indefinitely postponed.

FRANK A. CADY,

Chairman.

The committee on Military Affairs, to whom was referred:

No. 51, A.,

A bill relating to army nurses in the civil war of 1861—1865,

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of the veterans' home,

[Has had the same under consideration, and has instructed me to report the same back with recommendation that they do pass.

A. E. SMITH,

Chairman.

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The committee on Public Health and Sanitation, to whom was referred:

No. 95, A.,

A bill to provide better protection of employees and sanitation in certain buildings,

Has had the same under consideration, and has instructed me to report it back with the following amendment:

Change the word "two" where it appears in the second line of the printed bill to "four," and adding another section, to be known as section 6, as follows:

Section 6. This act shall take effect and be in force from and after its passage and publication.

And with the recommendation that when so amended the bill do pass.

E. W. WHITSON,

Chairman.

The committee on Cities, to whom was referred:

No. 55, A.,

A bill to fix the terms of office of members of the common council, and supervisors in cities of the second, third and fourth classes,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

GEO. H. RAY,
Chairman.

EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN,

Executive Office.

MADISON, Wis., February 10, 1903.

To the Honorable, the Legislature:

I have the honor herewith to submit the report of the legislative visiting committee, appointed by the governor last November, as directed by section 562b of the Wisconsin statutes, to visit the state charitable and penal institutions, and to make a report thereon.

Respectfully,
ROBERT M. LAFOLLETTE,
Governor.

Report spread in full on senate journal of February 11.

On motion of Mr. Haderer,
The assembly adjourned.

WEDNESDAY, FEBRUARY 11, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Arthur L. Breslich offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfabl, White, Whitson, Williams, Willott and Mr. Speaker—95.

Absent—Messrs. Bartzen, Reed, Rupp and Szymarek—4.

LEAVE OF ABSENCE

Was granted

To Messrs. Haderer, Hamm and Szymarek for this session

To Mr. Reed until February 16.

To Mr. Donald for February 12.

MEMORIAL TO CONGRESS.

By Mr. Whitson:

M. C. No. 2, A.,

Joint memorial, petitioning the congress of the United States to legislate to complete the survey of unsurveyed islands in the Wisconsin and Mississippi rivers within the boundary of the state of Wisconsin.

To committee on Federal Relations.

LETTERS, PETITIONS, ETC.

By Mr. Coffland:

Pet. No. 25, A.,

A petition from Sexonville, Richland county, Wisconsin, signed by Edgar G. Doudna and twenty-eight others, against the repeal of chapter 188, laws of 1901, relating to high school tuition.

To committee on Education.

By Mr. Coffland:

Pet. No. 26, A.,

A petition from Viola, Richland county, Wis., signed by J. H. Frazier and sixty-eight others, against the repeal of chapter 188, laws of 1901, relating to high school tuition.

To committee on Education.

By Mr. Henry Johnson:

Pet. No. 27, A.,

A petition signed by Geo. M. Freward and fifty-four others, all residents of Oconto county, Wisconsin, for the modification of section 4563 of the Wisconsin statutes of 1898, as amended by section 1, chapter 267, laws of 1899, so that the month of April will be open season for wild duck.

To committee on Fish and Game.

RESOLUTIONS INTRODUCED.

By Mr. Fritzke:

Jt. Res. No. 8, A.,

Joint resolution relating to a proposed amendment to the federal constitution.

WHEREAS, The people of a majority of the states of the Union have expressed themselves in favor of the election of United States senators by a direct popular vote; and,

WHEREAS, The house of representatives of the United States has repeatedly declared in favor of such an amendment, but it has as often been refused concurrence by the senate of the United States, and it is unlikely that said body will ever concur, and in order to obtain said amendment it will be necessary to proceed as provided by article V, of the constitution of the United States; therefore, be it

Resolved by the assembly, the senate concurring, That the speaker of the assembly and president of the senate of the state of Wisconsin, be authorized and requested to correspond with the presiding officers of the legislature of the several states of the Union for the purpose of calling a national convention to procure an amendment to the constitution of the United States making the office of United States senator elective by popular vote, and for such other purpose as said convention may deem to the best interest of the people of the United States, said convention to consist of a representation equal in number to which each state is entitled to members of the house of representatives of the United States; and that the delegates to said convention shall be elected by the qualified resident electors of the several states, but members of the house of representatives and senate of the United States shall be ineligible to stand as candidates for said convention; that said convention meet in the city of St. Louis, Missouri, in the year 1904.

Read and referred to committee on Federal Relations.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Benson:

No. 283, A.,

A bill to amend section 486a of the Wisconsin statutes of 1898, as amended by chapter 272 of the laws of 1899.

To committee on Judiciary.

By Mr. Frear:

No. 284, A.,

A bill to amend section 1748 of the Wisconsin statutes of 1898, relating to the mortgage of franchise.

To committee on Judiciary.

By Mr. Cady:

No. 285, A.,

A bill to prescribe the duties of city superintendents of schools in cities of the third and fourth class.

To committee on Education.

By Mr. Cady:

No. 286, A.,

A bill to create and establish a new section of the Wisconsin statutes of 1898, to be known as section 1458e and to provide for the payment of an amount therein named and a percentage of the amount of premiums annually by the state of Wisconsin to the central Wisconsin state fair association of Marshfield, Wood county, Wisconsin, and making an appropriation therefor.

To committee on Agriculture.

By Mr. Lenroot:

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county.

To committee on Judiciary.

By Mr. Ekern:

No. 288, A.

A bill to amend chapter 117 of the Wisconsin statutes of 1898, by adding thereto a section to be known as section 2582a, providing for the disqualification of court commissioners in certain cases.

To committee on Judiciary.

By Mr. Carpenter (by request):

No. 289, A.,

A bill to prevent the sale of intoxicating liquors within one mile of the grounds of the national soldiers' home in Milwaukee county.

To committee on Public Health and Sanitation.

By Mr. Morgan:

No. 290, A.,

A bill to authorize and empower the Antigo island club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Johnstone (by request):

No. 291, A.,

A bill to define and declare the duties of counties in relation to the prosecution of persons accused of committing criminal offenses within their boundaries and also of district attorneys in relation thereto.

To committee on Judiciary.

By Mr. Benson:

No. 292, A.,

A bill to repeal section 4543c of the Wisconsin statutes of 1898, relating to expenses of candidates in election.

To committee on Judiciary.

THURSDAY, FEBRUARY 12, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Arthur L. Breslich offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandier, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnso, Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—95.

Absent—Messrs. Ekern, Evans E. W., Hartung and Reed—4.

Absent with leave—Mr. Reed—1.

LEAVE OF ABSENCE

Was granted

To Mr. E. W. Evans indefinitely.

To Messrs. Hartung and Douglas until February 16.

LETTERS, PETITIONS, ETC.

By Mr. Lenroot (by request):

Pet. No. 29, A.,

A petition for a bill to protect and remunerate innocent persons convicted of crime.

To committee on Judiciary.

By Mr. Thoreson:

Pet. No. 30, A.,

A petition by Geo. H. Ely and twenty-two others, relating to free high schools.

To committee on Education.

By Mr. E. A. Smith:

Pet. No. 31, A.,

A petition of L. C. Church and thirty-five other citizens of Walworth county, against the repeal of chapter 188 of laws of 1901.

To committee on Education.

By Mr. Peterson:

Pet. No. 32, A.,

Petition of Edward E. Brown and sixty others of Waupaca county, to amend the game laws so as to allow spring shooting of ducks and other aquatic fowls.

To committee on Fish and Game.

By Mr. Bartlett:

Pet. No. 33, A.,

Petition to legislature to change land from Gates to Chippewa county.

To committee on Town and County Organization.

By Mr. Thiessenhusen:

Pet. No. 34, A.,

Petition of Agnes Streiff of Milwaukee.

To committee on Cities.

By Mr. Morgan:

Pet. No. 35, A.,

A petition of 41 residents of the town of Commonwealth, to the legislature to pass an act changing the boundary lines of said town of Commonwealth and creating the town of Fence

To committee on Town and County Organization.

RESOLUTIONS INTRODUCED.

By Mr. Andrew:

Res. No. 14, A.,

Directing sergeant-at-arms to cause to be printed five hundred additional copies of bill No. 97, A., a bill to provide for party nominations by direct vote.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Karel:

No. 376, A.,

A bill to prohibit the giving of trading stamps or other devices upon the sale of goods.

To committee on Manufacturing.

By Mr. Carpenter:

No. 377, A.,

A bill to provide fishways in dams and other obstructions in the streams in the state of Wisconsin.

To committee on Fish and Game.

By Mr. Kinney:

No. 378, A.,

A bill to amend section 1248 of the Wisconsin statutes of 1898, relating to highway taxes paid in labor.

To committee on Assessment and Collection of Taxes.

By Mr. Carpenter:

No. 379, A.,

A bill to amend section 1832, of the Wisconsin statutes of 1898, relating to alterations of the routes of railroads.

To committee on Judiciary.

By Mr. Ekern:

No. 380, A.,

A bill to amend chapter 188 of the laws of 1901, relating to encouraging attendance upon free high schools by residents of towns and villages having no free high schools, and prescribing the conditions entitling persons to attend.

To committee on Education.

By Mr. Ekern (by request):

No. 381, A.,

A bill to provide for annual reports by village clerks and treasurers, and for the publication thereof, and prescribing a forfeiture for the failure to make such reports and publication.

To committee on Judiciary.

By Mr. Ekern:

No. 382, A.,

A bill to amend chapter 99 of the Wisconsin statutes of 1898, adding thereto a section to be known as 2196a and providing for an abatement of rent in case of total or partial destruction of leased premises.

To committee on Judiciary.

By Mr. David Evans, Jr.:

No. 383, A.,

A bill to authorize the Northern Granite Co., a Wisconsin corporation, its successors and assigns, to construct and maintain a dam across White river in the county of Waushara.

To committee on Lumber and Mining.

By Mr. Franklin Johnson (by request):

No. 384, A.,

A bill relating to the advisability of establishing a state park about Devil's lake, Sauk county, Wisconsin, and providing an appropriation therefor.

To committee on State Affairs.

By Mr. Morgan (by request):

No. 385, A.,

A bill to change the boundary lines of the town of Commonwealth, in Florence county, state of Wisconsin, and to create from the territory of the town of Commonwealth, the town of Fence.

To committee on Town and County Organization.

By Mr. Waterman (by request):

No. 386, A.,

A bill to provide for the licensing of dogs, and for collection of said license.

To committee on State Affairs.

By Mr. Smalley:

No. 387, A.,

A bill relating to the formation of life and accident insurance corporations under section 1947 of Wisconsin statutes of 1898.

To committee on Finance, Banks and Insurance.

By Mr. Crowley:

No. 388, A.,

A bill to amend section 12, part 2, chapter 312, 1899, laws of 1901, relating to fish and game.

To committee on Fish and Game.

By Mr. Kehrein:

No. 389, A.,

A bill to amend section 561a of the Wisconsin statutes of 1898, relating to the state board of control.

To committee on Charitable and Penal Institutions.

By Mr. Gilman:

No. 390, A.,

A bill to provide for special verdicts in actions to recover damages for injuries occasioned by railroads and street car companies at highway and street crossings.

To committee on Judiciary.

By Mr. Gilman:

No. 391, A.,

A bill to amend chapter 306 of the laws of Wisconsin for the year 1901, entitled, "An act to amend sections 1435b and 1435c of the Wisconsin statutes of 1898, relating to the practice of medicine and surgery in the state of Wisconsin and the compensation of members of the state board of medical examiners."

To committee on Public Health and Sanitation.

By Mr. Gilman:

No. 392, A.,

A bill to amend chapter 339, of the laws of 1899, requiring the Australian ballot system of elections in towns having an incorporated city or village, which operates jointly with the towns in town elections.

To committee on Privileges and Elections.

By Mr. Ray:

No. 393, A.,

A bill to cede a part of the town of Trenton, and a part of the town of Isabella, in the county of Pierce, in the state of Wisconsin, to the state of Minnesota, being an island in the Mississippi river.

To committee on Federal Relations.

By Mr. Dudgeon:

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of chapter 154 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Dudgeon (by request):

No. 395, A.,

A bill to amend chapter 66 of the Wisconsin statutes of 1898, relating to excise and sale of intoxicating liquors.

To committee on Public Health and Sanitation.

By Mr. Dudgeon:

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation and amending the Wisconsin statutes of 1898 by adding one section to be known as section 4095a.

To committee on Judiciary.

By Mr. Carberry (by request):

No. 397, A.,

A bill relating to undertakings on appeal to the supreme court.

To committee on Judiciary.

By Mr. C. H. Smith:

No. 398, A.,

A bill to provide for the restraint of mad dogs.

To committee on State Affairs.

By Mr. C. H. Smith (by request):

No. 399, A.,

A bill providing for the re-incorporation into stock corporations of mutual fire insurance companies.

To committee on Finance, Banks and Insurance.

By Mr. La Du (by request):

No. 400, A.,

A bill to amend section 704, chapter 37, of the Wisconsin statutes of 1898, relating to the salary, expenses and bond of the county superintendents.

To committee on Education.

By Mr. Finnegan (by request):

No. 401, A.,

A bill to exempt from taxation the property of the benevolent and protective order of Elks in Wisconsin, and to amend section 1038, of the Wisconsin statutes of 1898.

To committee on Assessment and Collection of Taxes.

By Mr. Lang (by request):

No. 402, A.,

A bill to amend section 925—21a of the Wisconsin statutes of 1898, relating to the detachment of territory from cities.

To committee on Cities.

By Mr. Lang (by request):

No. 403, A.,

A bill to amend section 2 of sub-chapter 1 of chapter 184 of the laws of 1889, relating to cities.

To committee on Cities.

By Mr. Smelker:

No. 404, A.,

A bill to amend section 2619 of the Wisconsin statutes of 1898, relating to actions for injuries to real property without the state.

To committee on Judiciary.

By Mr. Smelker:

No. 405, A.,

A bill to amend section 2853 of the Wisconsin statutes of 1898, relating to the charge to the jury.

To committee on Judiciary.

By Mr. Dixon:

No. 406, A.,

A bill to provide a salary for public administrators, and amending section 3818 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Carpenter:

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, "An act conferring additional jurisdiction on the county court of Portage county."

To committee on Judiciary.

By Mr. Potter (by request):

No. 408, A.,

A bill to amend section 1219 of the Wisconsin statutes of 1898, relating to fire and navigation insurance fees.

To committee on Finance, Banks and Insurance.

By Mr. Benson (by request):

No. 409, A.,

A bill to amend section 1548a of the Wisconsin statutes of 1898, relating to the practice of pharmacy and pharmacists' liquor permits.

To committee on Public Health and Sanitation.

By Mr. Irvine:

No. 410, A.,

A bill to provide for the terms of court in the seventeenth judicial circuit of the state of Wisconsin and to amend chapter 103 of the laws of Wisconsin for 1901.

To committee on Judiciary.

By Mr. A. E. Smith:

No. 411, A.,

A bill relating to town insurance companies and amendatory of section 1931, of chapter 89, of the Wisconsin statutes of 1898.

To committee on Finance, Banks and Insurance.

By Mr. A. E. Smith:

No. 412, A.,

A bill relating to the payment of indebtedness for lighting plants and water works and of the cost of extension, improvement, maintenance and operation of the same and the establishment of light and water-works districts.

To committee on Cities.

By Mr. Cowling:

No. 413, A.,

A bill to secure the better preservation of musk rats and musk rat houses.

To committee on Fish and Game.

By Mr. Cowling:

No. 414, A.,

A bill to prohibit accident and health insurance without a license.

To committee on Finance, Banks and Insurance.

By Mr. Cowling:

No. 415, A.,

A bill to amend section 3315 of the Wisconsin statutes of 1898, relating to "sub-contractors and laborers' liens; claim; contractor to defend against; amount due may be withheld; fraudulent purchase."

To committee on Manufacturing.

By Mr. Doolittle:

No. 416, A.,

A bill to authorize the sale of all state land within the counties therein mentioned.

To committee on Public Lands.

By Mr. Doolittle:

No. 417, A.,

A bill to repeal section 1800 of chapter 87 of the Wisconsin statutes of 1898, relating to the shipping of wood.

To committee on State Affairs.

By Mr. Lang:

No. 418, A.,

A bill relating to combinations and agreements made in restraint of trade, and to the proof necessary and damages recoverable in civil actions brought to recover damages by reason thereof.

To committee on Judiciary.

By Mr. Johnson:

No. 419, A.,

A bill to repeal chapter 192, of the laws of 1901, relating to the taxation of steam vessels, boats and other water crafts.

To committee on Assessment and Collection of Taxes.

BILLS READY FOR A THIRD READING.

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to the superintendent of public property and of stationery.

Passed.

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs and assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay,

With amendment.

Passed as amended.

BILLS READY FOR ENGROSSMENT AND THIRD READING.

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg, in Burnett county, and to create the town of Anderson.

Ordered engrossed and read a third time.

No. 51, A.,

A bill relating to army nurses in the civil war of 1861—1865.

To committee on Military Affairs.

Ordered engrossed and read a third time.

No. 55, A.,

A bill to fix the terms of office of members of the common council in cities of the second, third and fourth classes.

Title amended by inserting after the word "council" the words "and supervisors." When amended the title shall read as follows: "To fix the terms of office of members of the common council and supervisors in cities of the second, third and fourth classes."

Ordered engrossed and read a third time as amended.

No. 95, A.,

A bill to provide for the protection of employes and sanitation in certain buildings.

Amended, and

Ordered engrossed and read a third time as amended.

No. 96, A.,

A bill to amend section 1529a. of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home.

Ordered engrossed and read a third time.

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes, and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a.

On motion of Mr. Bradford,

Re-referred to committee on Judiciary.

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901, entitled, "An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies."

Ordered engrossed and read a third time.

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor.

On motion of Mr. Cowling,

Re-referred to committee on Judiciary.

No. 47, A.,

A bill to amend section 3358 of the Wisconsin statutes, relating to forcible and unlawful detainer and the summary removal of tenants from leased premises.

Indefinitely postponed.

No. 69, A.,

A bill to prohibit legislative lobbyists from attempting to personally influence the vote of members of the legislature.

On motion of Mr. Irvine,

Re-referred to committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on Education, to whom was referred:

No. 186, A.,

A bill to permit school boards to contract with teachers, principals and superintendents for a term of two, three or five years,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the same do pass.

No. 150, A.,

A bill to amend chapter 439, section 7, of the laws of 1901, relating to countersigning of high school diplomas,

With the recommendation that the same be indefinitely postponed.

JAMES JOHNSTONE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 98, A.,

A bill to authorize the employment of a limited number of additional legislative employees for the remainder of the present session of the legislature, prescribe their duties and provide for their suitable compensation.

MOTIONS CONSIDERED

On motion of Mr. Lang,

No. 340, A.,

Was returned to the clerk's desk.

On motion of Mr. Ray,

The assembly took a recess until 7 o'clock p. m.

7:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

RESOLUTIONS INTRODUCED.

By Mr. Carpenter:

Jt. Res. No. 9, A.,

Joint resolution relating to trusts and unlawful industrial combinations.

Read and referred to the committee on Judiciary.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Andrew (by request):

No. 420, A.,

A bill to amend chapter 278, of the laws of 1895, as amended by chapter 219, laws of 1899, relating to municipal court of Douglas county.

To committee on Judiciary.

By Mr. Wallrich:

No. 421, A.,

A bill to amend sections 1, 2, 3, 5 and 9 of chapter 319 of the laws of 1901, entitled, An act to amend section 1778 of the Wisconsin statutes of 1898 in relation to construction of lines for the use of telegraph, telephone and power transmission companies, and section 1329a of the Wisconsin statutes of 1898, entitled, "Use of highways by electric poles.

To committee on Judiciary.

By Mr. Wallrich:

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court and to provide for elections to fill vacancies in the office of justice of the supreme court.

To committee on Judiciary.

By Mr. Cowling:

No. 423, A.,

A bill to amend section 170, chapter 12 of the Wisconsin statutes of 1898. and to provide for the payment of salaries to the attorney general and clerk in his department.

To committee on Judiciary.

By Mr. Cowling:

No. 424, A.,

A bill to amend chapter 434 of the laws of 1901, relating to liability and restrictions of foreign corporations.

To committee on Corporations.

By Mr. Cowling:

No. 425, A.,

A bill to amend section 1, chapter 420, laws of 1901, relating to free employment offices.

To committee on Judiciary.

By Mr. Dudgeon:

No. 426, A.,

A bill providing for the examination and licensing of stationary engineers.

To committee on State Affairs.

By Mr. Dudgeon:

No. 427, A.,

A bill to limit the charges of railroads for the transportation of coal within the state.

To committee on Railroads.

By Mr. Wallrich:

No. 428, A.,

A bill to authorize A. C. Weber, his heirs, associates or assigns, to build and maintain a dam across the Red River, in Shawano county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Wallrich:

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county.

To committee on Judiciary.

By Mr. Lang (by request):

No. 430, A.,

A bill to make it unlawful for fire insurance companies doing business in this state, their officers, agents or employees, to make or enter into any combination or agreement relating to the rates to be charged for insurance, the amount of commissions to be allowed agents for procuring the same, or the manner of transacting fire insurance within this state.

To committee on Finance, Banks and Insurance.

By Mr. Wallrich:

No. 431, A.,

A bill to amend section 1775, of the Wisconsin statutes of 1898, relating to the general powers of corporations holding stock in other corporations.

To committee on Corporations.

By Mr. Henry Johnson:

No. 432, A.,

A bill to amend section 1798a of the Wisconsin statutes of 1898, relating to passenger rates.

To committee on Railroads.

By Mr. H. Johnson:

No. 433, A.,

A bill to amend section 1299i of chapter 52 of the Wisconsin statutes of 1898, relating to temporary logging highways.

To committee on State Affairs.

By Mr. Ekern:

No. 434, A.,

A bill to amend section 1319 of the Wisconsin statutes of 1898, relating to county aid in building or repairing bridges.

To committee on Roads and Bridges.

By Mr. Bartlett:

No. 435, A.,

A bill requiring railway companies to provide suitable depot accommodations.

To committee on Railroads.

By Mr. Lane (by request):

No. 436, A.,

A bill to amend subdivision 2 of section 1240 of the Wisconsin statutes of 1898, relating to assessments of highway taxes and limitations thereof.

To committee on Assessment and Collection of Taxes.

By Mr. Lane (by request):

No. 437, A.,

A bill to amend section 251 of the Wisconsin statutes of 1898, relating to division of swamp land and funds.

To committee on Public Lands.

By Mr. Thoreson:

No. 438, A.,

A bill to authorize A. P. Bixby and Andrew Bottolfson, their heirs and assigns, to build and maintain a dam across Apple river, Polk county, Wis.

To committee on Lumber and Mining.

By Mr. David Evans, Jr. (by request):

No. 439, A.,

A bill to appropriate to Griffith Bowen, sometimes called Griffith Roberts, the sum of \$1,399.42, which escheated to the state of Wisconsin Aug. 6th, 1901, for the reason that the said Griffith Roberts, to all intents and purposes, should be considered as the adopted child of David Bowen and Margaret Bowen, his wife, who died without issue or heirs.

To committee on Claims.

By Mr. Dixon:

No. 440, A.,

A bill to fix the term of appointive officers in cities of the second, third and fourth classes, and to amend chapter 443 of the laws of 1901.

To committee on Cities.

By Mr. Dahl (by request):

No. 441, A.,

A bill to provide for a contingent fund for the prevention of Asiatic cholera, small pox, bubonic plague and other dangerous diseases, and to provide for an appropriation.

To committee on Public Health and Sanitation.

By Mr. Dahl (by request):

No. 442, A.,

A bill to establish a hygienic laboratory in connection with the bacteriological department of the state university for the use of the state board of health, and to provide for an appropriation.

To committee on Public Health and Sanitation.

By Mr. Douglas:

No. 443, A.,

A bill to amend section 2464a of the Wisconsin statutes of 1898, relating to the register in probate.

To committee on Judiciary.

By Mr. Douglas:

No. 444, A.,

A bill to provide for a shorthand reporter for the county court of Green county in certain cases therein mentioned.

To committee on Judiciary.

By Mr. Cosgrove:

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls & Northeastern railway company, a right of way over and across the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), township twenty eight (28) north, of range eight (8) west, in Chippewa county.

To committee on Public Lands.

By Mr. Strong (by request):

No. 446, A.,

A bill to amend section 1679--1, chapter 356, laws of 1899, relating to negotiable instruments.

To committee on Judiciary.

By Mr. Strong (by request):

No. 447, A.,

A bill to amend section 1680k, of chapter 356, laws of 1899 relating to negotiable instruments.

To committee on Judiciary.

By Mr. Beedle:

No. 448, A.,

A bill to authorize trustees of county asylums for the chronic insane to organize a mutual fire insurance company for the insurance of county asylums and almshouse property.

To committee on Corporations.

By Mr. Beedle (by request):

No. 449, A.,

A bill to authorize the Waupaca electric light and railway company, its successors and assigns, to construct and maintain a dam in and across Waupaca river in Waupaca county.

To committee on Lumber and Mining.

By Mr. Cady:

No. 450, A.,

A bill to prohibit the use of tickets, gifts coupons, vouchers, certificates or other memorandum in the sale of cigars, cigarettes or tobacco and to provide a penalty for the violation thereof.

To committee on Judiciary.

By Mr. Cady:

No. 451, A.,

A bill to authorize the attorney general to appoint a stenographer and fixing the compensation therefor.

To committee on Judiciary.

By Mr. Cady:

No. 452, A.,

A bill declaring the validity and legality of certain municipal bonds heretofore issued for purposes of any lawful public improvement and declaring the validity of certain municipal indebtedness heretofore created by any city of the second, third or fourth class in the state of Wisconsin.

To committee on Judiciary.

By Mr. Strong:

No. 453, A.,

A bill to amend section 2625 of the Wisconsin statutes of 1898, as amended by chapter 101, of the laws of 1901, relating to the change of place of trial of civil actions.

To committee on Judiciary.

By Mr. Ainsworth:

No. 454, A.,

A bill to amend chapter 23, of the laws of 1895, entitled, An act to establish a municipal court at Oconomowoc for the western municipal district of the county of Waukesha as amended by chapter 225, laws of 1897, and conferring civil and appellate jurisdiction upon said municipal court.

To committee on Judiciary.

By Mr. Ekern (by request):

No. 455, A.,

A bill to amend chapter 298 of the laws of 1901, prescribing the duty of and conferring special powers upon county boards of supervisors in certain cases.

To committee on Judiciary.

By Mr. Verbeck:

No. 456, A.,

A bill appropriating a sum of money therein named to the Kilbourn inter-county fair and amusement association and directing the secretary of state to audit the claims of said association for state aid hereafter.

To committee on Agriculture.

By Mr. La Du:

No. 457, A.,

A bill to regulate conditions of policies of life insurance.

To committee on Finance, Banks and Insurance.

By Mr. Morgan:

No. 458, A.,

A bill to amend sections 9 and 10 of chapter 96 of the laws of 1891, and enacting a new section to said chapter 96 of the laws of 1891, to be known as section 7a, entitled, "An act to create a municipal court in and for the county of Langlade.

To committee on Judiciary.

By Mr. Carpenter:

No. 459, A.,

A bill to protect administrators, executors, guardians or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead.

To committee on Judiciary.

By Mr. Sidler (by request):

No. 460, A.,

A bill to amend subdivision 5, of section 2014 of the Wisconsin statutes of 1898, relating to mutual loan and building associations.

To committee on Finance, Banks and Insurance.

By Mr. Potter:

No. 461, A.,

A bill requiring mutual fire insurance companies to make statements of their financial condition at their annual meetings.

To committee on Finance, Banks and Insurance.

By Mr. Barker:

No. 462, A.

A bill relating to justices of the peace in cities of the first class.

To committee on Judiciary.

By Mr. Rankl (by request):

No. 463, A.,

A bill to confer further power on cities in relation to the selection of boards of education.

To committee on Cities.

By Mr. Martin:

No. 464, A.,

A bill requiring town, city and village physicians in towns, cities and villages wherein there is operated a water works system, to analyze the water and make a monthly report thereof.

To committee on Public Health and Sanitation.

By Mr. Crowley (by request):

No. 465, A.,

A bill to eliminate partisan politics from the election of village officers.

To committee on Privileges and Elections.

By Mr. Crowley (by request):

No. 466, A.,

A bill to amend section 439 of the Wisconsin statutes of 1898, relating to the expulsion of pupils from school.

To committee on Education

By Mr. Karel:

No. 467, A.,

A bill to repeal section 1803 of the Wisconsin statutes of 1898 relating to the rates of transportation by certain railway companies, and to enact in lieu thereof a new section directing the railroad commissioner to prepare a schedule of reasonable maximum rates of charges for the transportation of passengers, freight and cars of each railroad within the state of Wisconsin, making such schedules prima facie evidence in the courts, that the rates therein fixed are reasonable maximum rates, and providing for the printing of such schedules.

To committee on Assessment and Collection of Taxes.

By Mr. Kern:

No. 468, A.,

A bill relating to the election and term of office of the members of the county board of supervisors and amendatory of sections 662, 663, 808 and 875 of the Wisconsin statutes of 1898.

To committee on Privileges and Elections.

By Mr. Gilman:

No. 469, A.,

A bill relating to right of way of railways through public lands, and amendatory of section 1857 of the Wisconsin statutes of 1898.

To committee on Railroads.

By Mr. Chândler (by request):

No. 470, A.,

A bill providing for license for keeping stallions for breeding purposes and for examination of stallions.

To committee on Agriculture.

By Mr. Chandler:

No. 471, A.,

A bill providing that rabbits and squirrels may be hunted without license by residents of the state.

To committee on Fish and Game.

By Mr. Frear (by request):

No. 472, A.,

A bill to appropriate a sum of money therein named to reimburse the state treasurer for the cost of his official boud, as provided by section 1966—38 of the Wisconsin statutes of 1898.

To committee on Claims.

By Mr. Frear (by request),

No. 473, A.,

A bill to amend section 153, of the Wisconsin statutes of 1898, relating to the state treasurer.

To committee on State Affairs.

By Mr. Morris:

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Bills on Third Reading, to whom was referred:

Substitute bill for No. 65, A.,

A bill to amend section 751 of the Wisconsin statutes for 1898, relating to district attorneys,

Substitute bill for No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the Wisconsin statutes of 1898,

Jt. Res. No. 5, A.,

Joint resolution agreeing to a proposed amendment to the constitution,

Has had the same under consideration, and with verbal corrections has instructed me to report the same back as correct.

F. H. LORD,

Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous and contagious diseases, and providing for an appropriation,

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act to provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin,

Have had the same under consideration, and have instructed me to report the same back with a recommendation that they do pass.

No. 245, A.,

A bill to provide a township system of maintaining cemeteries, With a recommendation that it be indefinitely postponed.

E. W. WHITSON,
Chairman.

Bill No. 43, A., was referred to committee on Claims.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 104, A.,

A bill to amend sections 1941—24 and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies,

With the recommendation that it do pass.

N. E. LANE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 17, S.,

A bill relating to physicians' fees in insanity matters and amendatory of section 585d of the statutes of 1898,

No. 47, S.,

A bill to amend section 925—269 of the statutes of 1898, relating to the jurisdiction of justices, constables, etc., in city located in two or more counties,

No. 69, S.,

A bill to amend section 4713 of the statutes of 1898, relating to the appointment and compensation of counsel for indigent defendants in criminal actions and proceedings,

No. 49, S.,

A bill to amend section 1557 of the statutes of 1898, relative to the selling, furnishing or giving away to minors intoxicating or malt liquors,

No. 34, S.,

A bill to provide for the refunding of municipal debts.

SENATE MESSAGE CONSIDERED.

No. 17, S., and No. 49, S., were read first and second times and referred to the committee on Public Health and Sanitation.

Nos. 34, S., 47, S., and 69, S., were read first and second times and referred to the committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Enrolled Bills, to whom was referred:

No. 55, A.,

A bill to fix the terms of office of members of the common council and supervisors in cities of the second, third and fourth class,

No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges,

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg in Burnett county and to create the town of Anderson,

No. 51, A.,

A bill relating to army nurses in the civil war of 1861—1865, Has had the same under consideration, and has instructed me to report the same back correctly engrossed.

O. G. KINNEY,

Chairman.

Referred to the committee on Bills on their Third Reading.

The committee on Judiciary, to whom was referred:

No. 19, A.,

A bill to amend section 2356 of the statutes of 1898, relating to divorce from the bond of matrimony,

No. 28, A.,

A bill to legalize the acts and proceedings of the county board of supervisors of Adams county, in the matter of fixing the salary of the county judge of said county,

No. 62, A.,

A bill to amend section 3359 of the Wisconsin statutes of 1898, relating to removal after foreclosure and of a renter,

No. 64, A.,

A bill amendatory of section 752 of the Wisconsin statutes of 1898, relating to the duties of district attorney,

No. 71, A.,

A bill to amend section 1759a, of the Wisconsin statutes of 1898, relating to preferred stock.

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Cities, to whom was referred:

No. 27, A.,

A bill relating to the assessment and collection of special taxes for repairing and constructing sidewalks and for paving or repaving the driveway on bridges in cities, upon which improved property abuts,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

GEORGE H. RAY,
Chairman.

Your committee on Judiciary, to whom was referred:

No. 70, A.,

A bill amendatory of section 1759a of the statutes of 1898, relating to preferred stock,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the word "The" in the sixteenth line of the printed bill, after the word "interest" and insert in lieu thereof the word "All",

And with the recommendation that when so amended said bill do pass.

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipment of ice from meandered lakes in the state of Wisconsin,

With the recommendation that it do pass.

No. 206, A.,

A bill to amend chapter 24 of the laws of 1895, entitled, An act to establish a municipal court in and for the city of Oshkosh and the county of Winnebago.

With the recommendation that it do pass.

No. 157, A.,

A bill to amend section 1529d, of the statutes of 1898, relating to bonds of members of soldiers' relief commission and to legalize bonds heretofore given,

With the recommendation that it do pass.

No. 90, A.,

A bill amendatory of section 2296 of the statutes of 1898, relating to certificate of proof and record,

With an amendment in the form of a substitute bill, and with the recommendation that when so amended, said bill do pass.

FRANK A. CADY,

Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 98, A.,

A bill to authorize the employment of a limited number of additional legislative employees for the remainder of the present session of the legislature, prescribe their duties and provide for their suitable compensation,

Has had the same under consideration, and has instructed me to report the same as correctly enrolled.

GEO. E. BEEDLE,

Chairman.

EXECUTIVE COMMUNICATION.

STATE OF WISCONSIN,

Executive Office,

MADISON, Wis., February 12, 1903.

To the Honorable, the Legislature:

I have the honor herewith to submit documents presented to the executive by the honorable judges of the supreme court, containing facts and suggestions which, in the opinion of the judges, demand early consideration on the part of the co-ordinate branches of the state government.

The importance of the subject presented, as well as the high authority from which it comes, will insure careful investigation

of the whole subject by committee or otherwise as your honorable body shall determine.

Respectfully,

ROBERT M. LA FOLLETTE,

Governor.

To the Honorable, the Governor and the Legislature of the State of Wisconsin:

In discharge of what seems to us to be a plain duty we beg leave to lay before you a few facts which demand immediate and serious consideration on the part of the legislative and executive branches of the state government.

The business of the supreme court is gradually but surely increasing year by year and with the assured growth of the state it seems certain that this increase will continue in the future as in the past.

The present justices have no disposition to shirk the unremitting labor involved in the proper disposal of the business of the court nor to complain of their burden, but they feel that in the performance of that labor the best interests of the state demand that they be not hampered by any lack of such facilities as can be reasonably afforded them.

It is a fact that the present accommodations of the court and the law library are entirely inadequate; that this inadequacy is a serious prejudice to the transaction of the public business now and that this difficulty will inevitably increase rapidly in the near future. With each passing year law books multiply, litigation becomes more complex, cases and briefs more voluminous and their due investigation more laborious. It is only by utilizing stenographers and all the clerical and mechanical helps that can be placed at our disposal that we can dispose of the annual calendars. Each justice now has a small room in which to do his work; in order to do his best work he should have an adjoining room so that his stenographer and typewriter could be always at hand. When the bench is increased in numbers (as seems to be inevitable if the increasing business is to be disposed of) there will be not only no room at hand for the additional justices but no place where rooms can be provided. Very small rooms might perhaps be obtained by taking a part of the state library room, but here is met another difficulty. As appears more fully from the communication of the state librarian submitted herewith the library has already outgrown its present quarters and the future will see nothing but a rapidly increasing congestion of books in the library with no place even to store them much, less to arrange them in, so as to be available for use.

Lawyers are already greatly hampered in their use of the library by lack of proper rooms for their work; books are piling

up, and the small space now reserved for the use of the many who consult the library daily must soon disappear under the demand for more shelf room.

The present accommodations of the reporter of the court are also entirely inadequate as is made clear by the communication from Mr. Conover which is submitted herewith, and the same difficulty is seriously felt in the office of the clerk of the court.

Whether these urgent needs of the court and its officers and the library can be met by the assignment of additional rooms in the present capitol building seems at least doubtful. If they can be so met the arrangements to that end should be speedily made; if not, then it is evident that consideration of the ways and means for relief can not be begun too early. If an addition to the capitol building or the erection of an entirely new building is found necessary, preparations should commence for the work at once. Under the best possible conditions the difficulties of the court and the library resulting from inadequacy of room will become very serious before relief can be thus afforded.

Respectfully submitted,

January 9th, 1903.

J. B. CASSODAY,
JNO. B. WINSLOW,
R. D. MARSHALL,
CHAS. V. BARDEEN,
J. E. DODGE,

Justices of Supreme Court, Wisconsin.

To the Trustees of the State Library:

Gentlemen:—The existing and urgent need of the state library for enlarged, more convenient and safer accommodations leads to the conclusion that it is my duty to formally call your attention to the situation. There are now in the library 37,500 volumes, not including more than one set of Wisconsin reports and session laws. Of these there are subjects to every day use in the library, the consultation room and the rooms of the individual justices of the supreme court, volumes to the aggregate number of 1,500, making the total number of volumes subject to use in the library, and in connection therewith, 39,000. In addition, there are in the library, though not in common use, but reserved for the purpose of making exchanges and for the future use of the legislature and the state officers, about 3,225 volumes of state laws and documents, making the grand total of 42,225 volumes. Mention is made of these details that some idea may be conveyed of the money value of the library, and to enforce the thought that it is well worth better accommodations for its permanent preservation than can be given it un-

der existing conditions. Of the practical value of the library to the citizens of the state, in the aid it affords to the legislature, the state officers, the courts and the bar, you know full well.

The annual average additions to the library during the eleven years ended with 1902, have been 1,160 volumes. There is no apparent prospect of a diminution in the number of books which a good law library must procure; the tendency is decidedly toward an increase. With but very little unoccupied shelf room and no available space for more, the situation will shortly become so serious that many of the books in the library must be put where they cannot be accessible for ready use. Indeed, the present space limitations prevents such a classification of the books on the shelves as is indispensable to their satisfactory use. For instance, some of the text books and reports are on the upper floor of the library, when they ought to be on the lower. Books of the same general nature, though kept in the main room, are necessarily separated from others of their class. It is clearly apparent that before it is possible for relief to be afforded the library will be in so seriously a congested condition that its usefulness must necessarily be greatly impaired. As an inseparable incident to that condition will come deterioration in the books, which may make necessary large expenditures of money and effort.

In addition to these facts is another of no little importance; the existing hindrance to the convenient and best use of the library, viz, the absence of rooms for consultation between lawyers and others, and the disturbance necessarily resulting to all who are in the library; the absence of a cloak room; a room in which books may be received and shipped by way of exchange with other libraries and in which books and periodicals may be prepared for the binder, and other work done which necessarily causes disturbance to patrons when done in the library.

During my connection with the library (which began in January, 1876), it has increased from about 10,000 volumes to 39,000 volumes, only counting in each instance books subject to daily use, and has twice outgrown its quarters. These facts are suggestive in their bearing upon the space which should be provided for it. The fact that there are fewer deficiencies to be supplied than formerly may lessen the ratio of growth. But it is not a rash estimate to say that within twenty years the number of volumes which ought to be in the library will not fall short of 80,000. Provision ought, therefore, to be made for not less than twice the book space capacity now available. In addition, there should be several rooms connected with the library for the purposes indicated.

JOHN R. BERRYMAN,
State Librarian.

December 31, 1902.

To the Justices of the Supreme Court:

Gentlemen:—I submit herewith a brief memorandum as to the accommodations which I think should be provided for the work of reporting the decisions, in case a new building should be erected for the supreme court and state library:

For the convenient performance of the work of the reporter, having in view the gradual and constant increase in that work, there should be provided three rooms:

One for the typewriting and clerical work, in which could also be kept the working library of the reporter—books so frequently used that much time would be lost if he were obliged to get them in each instance from the state library; and also, in proper arrangement, the necessary records, printed cases and briefs, together with the various galley, form and plate proofs of volumes in course of publication. This room ought to be about 15x20 feet in size.

Two smaller rooms—about 12x14 feet each—would accommodate the reporter and an assistant, whose work could often be better performed if withdrawn to some extent from the noise and distraction incident to typewriting, comparison of copies, etc. It is possible that one of these smaller rooms might not be absolutely necessary at first, but it would be a convenience now, and before long would be a necessity.

The need for two rooms has been felt for a long time. It was recognized by the justices when the present quarters were first occupied, eighteen years ago. At that time the adjoining tower room was originally assigned to the reporter, in connection with the present office; but the needs of the clerk were found to be even more imperative, and the tower room was turned over to him. Since then the reporter has frequently been compelled to utilize neighboring rooms which happened to be vacant, but at times these are not available and considerable inconvenience has resulted.

The provision above suggested would require a floor area of about 640 square feet—something less than fifty per cent. more than the floor area of the present office, but the cubical contents of the three new rooms need not exceed those of the single room now occupied.

When the probable growth of the work is considered, it seems to me that the provision for it in a new building should not be less than that above suggested.

Very respectfully,

FREDERIC K. CONOVER,

Supreme Court Reporter.

Read and referred to committee on Judiciary.

Upon motion of Mr. Barker,

The assembly adjourned to 9:30 o' clock.

FRIDAY, FEBRUARY 13, 1903.

9:30 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Arthur L. Breslich offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzzen, Becker, Beedle, Benson, Bradaock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridt, Fritzke, Haderer, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Rankl, Ray, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—91.

Absent—Messrs. Carberry, Donald, Doolittle, Evans E. W., Gilman, Hamm, Reed and Slade—8.

Absent with leave—Mr. E. W. Evans.—1.

LEAVE OF ABSENCE

Was granted

To Messrs. Doolittle, Gilman, Stevens, Slade, Williams, Carberry, Douglas, Hamm and Willott, until February 16.

To Mr. Lang until February 17.

To Mr. Ray indefinitely.

CORRECTIONS TO THE JOURNAL.

The journal of February 12 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Hannifin:

Pet. No. 36, A.,

A petition of citizens of the state of Wisconsin, asking for the amendment of section 1, chapter 188, of the laws of 1901.

To committee on Education.

By Mr. David Evans, Jr. (by request):

Pet. No. 37, A.,

A petition to the legislature of the state of Wisconsin, relating to woman suffrage matters, and signed by Etta M. Gardner, chairman of the executive committee, and Margaret A. Yedder, corresponding secretary of the woman suffrage association of the state of Wisconsin.

To committee on Privileges and Elections.

By Mr. Tarrell (by request):

Pet. No. 38, A.,

A petition of Albert Poole and 140 others, to divide the city of Darlington from the town.

To committee on Town and County Organization.

Pet. No. 39, A.,

A petition of Wm. Regan and others for amendment to the game laws.

To committee on Fish and Game.

RESOLUTIONS INTRODUCED.

By Mr. Frear:

Jt. Res. No. 10, A.,

Joint resolution applying to congress to call a constitutional convention to submit amendment to the federal constitution.

To committee on Judiciary.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Coffland:

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property.

To committee on Judiciary.

By Mr. Coffland:

No. 476, A.,

A bill to amend section 335d, chapter 20 of the Wisconsin statutes of 1898, relating to binding of reports.

To committee on Printing.

By Mr. Coffland:

No. 477, A.,

A bill to amend section 335e of the Wisconsin statutes of 1898, to authorize the printing, by the state printer, the proceedings of the association of trustees and superintendents of county asylums of the state.

To committee on Printing.

By Mr. Rankl:

No. 478, A.,

A bill to amend chapter 265, laws of 1899, creating a pension fund for members of the police department in cities of the first class.

To committee on Cities.

By Mr. Rankl:

No. 479, A.,

A bill relating to the police force and fire department of cities of the first class.

To committee on Cities.

By Mr. Carpenter (by request):

No. 480, A.,

A bill relating to the probate and construction of wills, and amending chapter 397, laws of 1901.

To committee on Judiciary.

By Mr. Rankl:

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for reassessments of special taxes in certain cases in all cities of the first and second class in this state."

To committee on Cities.

By Mr. Verbeck:

No. 482, A.,

A bill to appropriate to J. E. Jones, Byron Kinnear and James Towers the sum therein mentioned.

To committee on Claims.

By Mr. Rankl:

No. 483, A.,

A bill relating to marriage of divorced persons.

To committee on Judiciary.

By Mr. Rankl:

No. 484, A.,

A bill to amend chapter 264, of the laws of 1899, creating a pension fund for members of the fire department in cities of the first class.

To committee on Cities.

1

By Mr. Thompson:

No. 485, A.,

A bill to amend section 1 of chapter 230 of the laws of 1901, entitled, "An act for the preservation of fish in Dane county."

To committee on Fish and Game.

By Mr. Thompson:

No. 486, A.,

A bill to prevent monopolies and combinations, and prohibiting the restraint of trade and discriminations, and providing penalties for the violation thereof.

To committee on Judiciary.

By Mr. Crowley (by request):

No. 487, A.,

A bill to amend chapter 445 of the laws of 1901, entitled, "An act to create the office of county supervisor of assessment with power to supervise and investigate the work of all local assessors in the county."

To committee on Assessment and Collection of Taxes.

1

By Mr. Franklin Johnson:

No. 488, A.,

A bill to amend chapter 40 of the Wisconsin statutes of 1898, by adding a new section to be known as section 925ee, relating to the division of taxes between towns and villages.

To committee on Judiciary.

By Mr. Franklin Johnson:

No. 489, A.,

A bill to amend section 925e of the Wisconsin statutes of 1898, relating to the division of property between towns and villages.

To committee on Judiciary.

By Mr. Reynolds:

No. 490, A.,

A bill to provide for districting the state into factory inspection districts, and to provide for the appointment of ten state factory inspectors, and making an appropriation therefor.

To committee on Manufacturing.

By Mr. Lord:

No. 491, A.,

A bill relating to the registry of electors and amendatory of section 23 of the Wisconsin statutes of 1898.

To committee on Privileges and Elections.

By Mr. Ekern:

No. 492, A.,

A bill to amend section 1258 of the Wisconsin statutes of 1898, relating to compensation of superintendents of highways.

To committee on Roads and Bridges.

By Mr. Frear:

No. 493, A.,

A bill to amend section 1743, of the Wisconsin statutes of 1898, entitled, "Duty of inspectors in district four; reports to; fees; liens."

To committee on Lumber and Mining.

By Mr. Ekern (by request):

No. 494, A.,

A bill to limit the amount required to be raised by tax during the year 1903, to entitle any town, village or city, to share in the apportionment of the school fund income under section 554 of the Wisconsin statutes of 1898, as amended by chapter 115 of the laws of 1899.

To committee on Education.

By Mr. Ekern (by request):

No. 495, A.,

A bill to provide for the renewal of judgments and for continuing the lien thereof and prescribing the method of renewing the same without suit for an additional term of ten years and allowing an execution thereon after renewal.

To committee on Judiciary.

By Mr. Cowling (by request):

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages.

To committee on Judiciary.

By Mr. Cowling (by request):

No. 497, A.,

A bill to appropriate a sum of money therein named to the Wisconsin state poultry association.

To committee on Agriculture.

By Mr. Cowling:

No. 498, A.,

A bill to regulate banking hours on Saturday which are not holidays in cities of the first, second, third and fourth classes.

To committee on Finance, Bank and Insurance.

By Mr. Cowling:

No. 499, A.,

A bill to amend section 561—L of the Wisconsin statutes of 1898, relating to salaries of officers of state institutions.

To committee on State Affairs.

By Mr. Kinney:

No. 500, A.,

A bill to create a municipal court in the county of Dunn, and city of Menominee.

To committee on Judiciary.

By Mr. Crowley:

No. 501, A.,

A bill pertaining to laying out public squares, grounds, streets, alleys, and to the extending and enlarging, widening or vacating the same in cities of the first class.

To committee on Cities.

By Mr. Crowley:

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contract for doing the same.

To committee on Cities.

By Mr. Fritzke:

No. 503, A.,

A bill authorizing cities of the first class, owning and operating a water works system, to apply the surplus earnings of said system to the construction and equipment of a municipal lighting plant and for other purposes.

To committee on Cities.

By Mr. Crowley:

No. 504, A.,

A bill relating to daily newspapers published in counties and in cities of the first, second, third and fourth class, and repealing chapter 319 of the laws of 1899.

To committee on Printing.

By Mr. Crowley:

No. 505, A.,

A bill to amend section 4045 of the Wisconsin statutes of 1898, as amended by chapter 175 of the laws of 1899 by making applicable thereto any laws relating to daily newspapers in counties and cities of any class.

To committee on Printing.

By Mr. Dudgeon (by request):

No. 506, A.,

A bill to provide for gradual statutory revision and for a compilation of the general statutes and making an appropriation therefor.

To committee on Judiciary.

By Mr. Becker:

No. 507, A.,

A bill to repeal section 7 of chapter 301 of the laws of 1899, relating to marriages.

To committee on Judiciary.

By Mr. Peterson (by request):

No. 508, A.,

A bill to authorize E. F. Decker, his heirs, associates and assigns, to raise, build and maintain a dam across Embarrass river, in Waupaca county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Benson (by request):

No. 509, A.,

A bill regulating the number of employes in the capitol, fixing their salaries and abolishing certain offices and providing for appointments to office.

To committee on State Affairs.

By Mr. Rupp (by request):

No. 510, A.,

A bill requiring the county board of supervisors of each county to furnish and provide at each county seat an office for the district attorney of said county and to provide light and fuel for said office so provided.

To committee on Judiciary.

By Mr. Rupp (by request):

No. 511, A.,

A bill authorizing the public authorities of any town, city or village which has provided suitable places for the keeping and support of a public pauper to cause the arrest and punishment of said pauper for running away from said place and for his summary return thereto on the application of said public authorities.

To committee on Judiciary.

By Mr. Willett, Jr. (by request):

No. 512, A.,

A bill to amend chapter 17, laws of 1895, entitled, "An act to create municipal court for Manitowoc county."

To committee on Judiciary.

By Mr. Fridd:

No. 513, A.,

A bill to amend section 919c of the Wisconsin statutes of 1898, relating to the construction of sewers in villages.

To committee on Judiciary.

By Mr. Rupp (by request):

No. 514, A.,

A bill relative to the probating of estates and limiting the allowances therein to widows and children pending administration of the estates and also compelling either surviving parent to care for, raise and maintain their minor children without remuneration therefor from said minors.

To committee on Judiciary.

By Mr. Rupp (by request):

No. 515, A.,

A bill to amend section 754 of the Wisconsin statutes of 1898, relative to district attorneys.

To committee on Judiciary.

By Mr. Rupp (by request):

No. 516, A.,

A bill to amend section 702a of the Wisconsin statutes of 1898, relative to eligibility to the office of county superintendent of schools.

To committee on Education.

By Mr. Rupp (by request):

No. 517, A.,

A bill to amend section 2 of chapter 457 of the laws of Wisconsin for 1901, relative to fees of newspapers for printing both the general and woman's ballots in newspapers.

To committee on Printing.

By Mr. Ekern (by request):

No. 518, A.,

A bill to provide for the selection of grand jurors, and to repeal all acts and parts of acts inconsistent therewith.

To committee on Judiciary.

By Mr. Kehrein:

No. 519, A.,

A bill to amend chapter 301, of the laws of 1899, relating to marriages.

To committee on Judiciary.

By Mr. Ekern (by request):

No. 520, A.,

A bill to amend section 3913, of the Wisconsin statutes of 1898, relating to the appraisal of real estate for sale in county courts.

To committee on Judiciary.

By Mr. Martin:

No. 521, A.,

A bill to amend section 1803 of the Wisconsin statutes of 1898, entitled, "Rates of certain companies."

To committee on Corporations.

By Mr. Root:

No. 522, A.,

A bill relating to common schools and amendatory of section 475 of the Wisconsin statutes of 1898.

To committee on Education.

By Mr. Haderer:

No. 523, A.,

A bill to amend section 1210e of the Wisconsin statutes of 1898, relating to the recovery of damages arising from a failure to make a proper assessment of benefits and damages, as provided by law.

To committee on Cities.

By Mr. Carpenter:

No. 524, A.,

A bill to amend section 609 of the Wisconsin statutes of 1898, as amended by chapter 228, laws of 1899, relating to arrests and offenses on premises of certain state institutions and to give police authority thereon to certain persons.

To committee on Judiciary.

By Mr. Morgan:

No. 525, A.,

A bill in relation to the running of double header trains.

To committee on Railroads.

By Mr. Wallrich:

No. 526, A.,

A bill authorizing H. C. Scott and C. W. Magee to construct and maintain piers and booms in Wolf river in Shawano county.

To committee on Lumber and Mining.

By Mr. Cady:

No. 527, A.,

A bill relating to the collection of a tax upon all mortgages of real estate prescribing the mode of procedure and prescribing the duties of certain officers and for the distribution of the moneys secured from said mortgage tax.

To committee on Assessment and Collection of Taxes.

By Mr. Strong:

No. 528, A.,

A bill to repeal chapter 132, of the laws of Wisconsin for 1901, relating to cities.

To committee on Cities.

By Mr. Crowley:

No. 529, A.,

A bill to amend the tax law, relating to the taxation of all mortgages of real estate.

To committee on Assessment and Collection of Taxes.

By Mr. Thomas Johnson:

No. 530, A.,

A bill to amend section 1073 of the Wisconsin statutes of 1898, relating to the apportionment of taxes by the county board.

To committee on Assessment and Collection of Taxes.

By Mr. Barker:

No. 531, A.,

A bill to prohibit political lobbyists from attempting to personally influence the votes of members of the legislature, the votes of individual electors for nominees or for candidates for the nomination for any elective office; the appointment or discharge of any appointive officer, and from receiving or soliciting money from corporations and other sources for personal uses in return for influence for or against any nominee or any candidate for the nomination for any elective office.

To committee on Federal Relations.

By Mr. Barker:

No. 532, A.,

A bill to make treating at elections a misdemeanor and providing a penalty therefor.

To committee on Ways and Means.

By Mr. Morris (by request):

No. 533, A.,

A bill to divide the territory which now constitutes the county of Sawyer into three towns.

To committee on Town and County Organization.

By Mr. Thompson:

No. 534, A.,

A bill to provide fish ways, in dams, booms, piers and other obstructions, in the Koshkonong creek, in the counties of Dane and Jefferson, in the state of Wisconsin.

To committee on Fish and Game.

By Mr. Harting:

No. 535, A.,

A bill to provide for acquiring land, locating, equipping and maintaining county houses of correction for the detention of persons who may be lawfully confined therein and to dispose of lands now held for such purposes.

To committee on Town and County Organization.

By Mr. Hartung:

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the Wisconsin statutes of 1898, relating to the general charter law.

To committee on Cities.

By Mr. Hartung:

No 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county.

To committee on Cities.

By Mr. Westfahl (by request):

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways, to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines.

To committee on Cities.

By Mr. Whitson (by request):

No. 539, A.,

A bill to appropriate a sum of money therein mentioned to James Nagle.

To committee on Charitable and Penal Institutions.

By Mr. Dahl (by request):

No. 540, A.,

A bill to amend section 1042b of the Wisconsin statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter.

To committee on Assessment and Collection of Taxes.

By Mr. Lane:

No. 541, A.,

A bill to provide for an accounting to policy holders of life insurance companies.

To committee on Finance, Banks and Insurance.

By Mr. Ray:

No. 542, A.,

A bill authorizing all cities to purchase and own property for isolation hospital purposes outside of their territorial limits.

To committee on Cities.

By Mr. LeRoy:

No. 543, A.,

A bill to repeal sections 344 and 345 of the Wisconsin statutes of 1898, pertaining to the official state paper.

To committee on Printing.

By Mr. Lang (by request):

No. 544, A.,

A bill to amend section 1, of chapter 269 of the laws of 1901, relating to homestead exemptions.

To committee on Judiciary.

By Mr. Ray:

No. 545, A.,

A bill to annex certain territory to the city of La Crosse, county of La Crosse and state of Wisconsin.

To committee on Cities.

By Mr. Lane:

No. 546, A.,

A bill to amend section 1971, of the Wisconsin statutes of 1898, pertaining to insurance corporations.

To committee on Finance, Banks and Insurance.

By Mr. Lang:

No. 547, A.,

A bill authorizing the state treasurer to pay to Eau Claire county nine hundred seventy-five and 33-100 dollars (975.33) taxes for the years 1897 and 1898, assessed against lots 1, 2, 3, 4 and 5, block 2, Eau Claire Lumber company's tenth addition to the city of Eau Claire.

To committee on Assessment and Collection of Taxes.

By Mr. Ainsworth:

No. 548, A.,

A bill amendatory of section 1010, chapter 46 of the Wisconsin statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports.

To committee on Agriculture.

By Mr. Ainsworth:

No. 549, A.,

A bill providing for the issuance of certificates to primary teachers in certain cases, without examination.

To committee on Education.

By Mr. Dixon (by request):

No. 550, A.,

A bill to provide a department in one or more of the hospitals for the insane, for the detention and treatment of dipsomaniacs, inebriates and those addicted to the excessive use of narcotics.

To committee on Charitable and Penal Institutions.

By Mr. Valentine:

No. 551, A.,

A bill making an appropriation to the Wisconsin agricultural experiment station.

To committee on Agriculture.

By Mr. Williams:

No. 552, A.,

A bill providing that any farmer or other owner of land may hunt for game upon land that he owns without obtaining a hunting license.

To committee on Fish and Game.

By Mr. Crowley:

No. 553, A.,

A bill to amend section 1210h of the Wisconsin statutes of 1898, relating to limitation on equitable suits.

To committee on Judiciary.

By Mr. Frear:

No. 554, A.,

A bill to define the liabilities of railroad corporations in relation to damages sustained by their employees.

To committee on Judiciary.

By Mr. Cady (by request):

No. 555, A.,

A bill to amend section 3726 of the Wisconsin statutes of 1898 as amended by chapter 267, laws of Wisconsin for 1901, relating to proceedings against garnishees in justices' courts.

To committee on Judiciary.

By Mr. Dudgeon:

No. 556, A.,

A bill to prohibit bucket shops and bucket shopping within this state.

To committee on Judiciary.

By Mr. Bartlett (by request):

No. 557, A.,

A bill to authorize David R. Davis and William L. Davis, their heirs, associates and assigns, to build, construct and maintain dams across the Chippewa river, in Chippewa county, Wisconsin.

To committee on Lumber and Mining.

By Mr. Westfahl (by request):

No. 558, A.,

A bill to authorize cities of the first class to employ a fire marshal and deputy fire marshal.

To committee on Cities.

By Mr. Andrew:

No. 559, A.,

A bill for an act to define the liabilities of railroad corporations in relation to damages sustained by their employees.

To committee on Judiciary.

By Mr. Douglas:

No. 560, A.,

A bill to provide for the punishment of persons, co-partnership or corporations forming pools, trusts and combines, and as to evidence and procedure in such cases, and repealing sections 1791j, 1791k, 1791i and 1791m of the Wisconsin statutes of 1898.

To committee on Judiciary.

BILLS READY FOR A THIRD READING.

Jt. Res. No. 5, A.,

Joint resolution agreeing to a proposed amendment to the constitution.

Adopted.

The ayes and noes being required,

The vote was as follows: Ayes, 87; noes, none; absent or not voting, 12.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Haderer, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Price, Ray, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker.—87.

Noes—None.

Absent or not voting—Messrs. Bartzen, Carberry, Donald, Doolittle, Evans E. W., Gilman, Hamm, Hartung, Lenroct, Rankl, Reed, Slade and Willott—12.

No. 52, A.,

A bill relating to the issuing of process by justices of the peace and amending section 3594 of the Wisconsin statutes.

Passed.

No. 65, A.,

A bill to amend section 751 of the Wisconsin statutes, relating to district attorney.

Mr. Rankl moved the previous question.

The ayes and noes being required, it was decided in the affirmative.

The vote was as follows: Ayes, 82; noes, 6; absent or not voting, 11.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Douglas, Dudgeon, Ekern, Evans D. Jr., Finnegan, Frear, Fridd, Fritzke, Haderer, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, La Du, Lang, Lane, Le Roy, Lord, Martin, Miller, Moldenhauer, Morris, Osborn, Peterson, Potter, Price, Rankl, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—82.

Noes—Messrs. Bartlett, Koch, Loebs, Morgan, Ray and Willott—6.

Absent or not voting—Messrs. Bartzen, Carberry, Donald, Doolittle, Evans E. W., Gilman, Hamm, Johnson F., Kern, Reed and Slade—11.

The question then being upon the main question, and

The ayes and noes being demanded, the bill was passed.

The vote was as follows: Ayes, 57, noes, 34; absent or not voting, 8.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Cosgrove, Cowling, Crowley, Dixon, Douglas, Dudgeon, Ekern, Finnegan, Fritzke, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnstone, Kehrein, Kimball, La Du, Lang, Lane, Le Roy, Lord, Martin, Morris, Peterson, Price, Ray, Reynolds, Root, Sidler, Smalley, Smelker, Smith A. E., Strong, Thiessenhusen, Timlin, Valentine, Verbeck, Waterman, Westfahl, Williams and Mr. Speaker—57.

Noes—Messrs. Chandler, Coffland, Dahl, Dinsdale, Evans D., Jr., Frear, Fridd, Haderer, Johnson F., Johnson Henry, Johnson Thos., Karel, Kern, Kinney, Koch, Loebs, Miller, Moldenhauer, Morgan, Osborn, Potter, Rankl, Rupp, Smith C. H., Stevens, Szymarek, Tarrell, Terens, Thoreson, Thompson, Wallrich, White, Whitson and Willott—34.

Absent or not voting—Messrs. Carberry, Donald, Doolittle, Evans E. W., Gilman, Hamm, Reed and Slade—8.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 70, A.,

A bill to amend section 1759a of the Wisconsin statutes, relating to preferred stock.

Amendment recommended by committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act to provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin,

Ordered engrossed and read a third time.

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipment of ice from meandered lakes in the state of Wisconsin,

Ordered engrossed and read a third time.

No. 157, A.,

A bill to amend section 1529d, Wisconsin statutes of 1898, relating to bonds of members of soldiers' relief commission, and to legalize bonds heretofore given,

Ordered engrossed and read a third time.

No. 186, A.,

A bill to permit school boards to contract with teachers, principals or superintendents for a term of two, three or five years,

Ordered engrossed and read a third time.

No. 206, A.,

A bill to amend chapter 24 of the laws of 1895, entitled, "An act to establish a municipal court in and for the city of Oshkosh and the county of Winnebago,"

Ordered engrossed and read a third time.

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies,

Ordered engrossed and read a third time.

No. 19, A.,

A bill to amend section 2356 of the revised statutes of Wisconsin, relating to divorce from the bond of matrimony,

Indefinitely postponed.

No. 24, A.,

A bill to amend section 751 of the Wisconsin statutes, relating to the compensation of district attorneys,

Indefinitely postponed.

No. 27, A.,

A bill relating to the assessment and collection of special taxes for repairing and constructing sidewalks and for paving and repairing the driveway on bridges in cities, upon which improved property abuts,

Indefinitely postponed.

No. 28, A.,

A bill to legalize the acts and proceedings of the county board of supervisors of Adams county, in the matter of fixing the salary of the county judge of said county,

Indefinitely postponed.

No. 62, A.,

A bill to amend section 3359 of the Wisconsin statutes, relating to removal after foreclosure of a renter,

Indefinitely postponed.

No. 64, A.,

A bill amending section 752 of the Wisconsin statutes, relating to duties of district attorney,

Indefinitely postponed.

No. 71, A.,

A bill to amend section 1759a of the Wisconsin statutes, relating to preferred stock,

Indefinitely postponed.

No. 104, A.,

A bill to amend section 1941—24, and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations,

Re-referred to committee on Finance, Banks and Insurance.

No. 150, A.,

A bill to amend chapter 439, section 7, of the laws of 1901, relating to the countersigning of high school diplomas,

Indefinitely postponed.

No. 245, A.,

A bill providing a township system of maintaining cemeteries

Indefinitely postponed.

COMMUNICATIONS TO THE LEGISLATURE.

UNIVERSITY OF WISCONSIN,
Office of the President.

MADISON, February 13, 1903.

Sir:—

On behalf of the board of regents of the university of Wisconsin, will you kindly extend to the Wisconsin assembly an invitation to be present at a memorial service in honor of the late President Charles Kendall Adams, to be held at the armory on Monday, February 16, between the hours of 11 a. m. and 1 p. m.

Brief addresses will be made by Acting President Birge of the university of Wisconsin, by President Angell of the university of Michigan, and by proxy for President Wheeler of the university of California.

Very respectfully,

E. A. BIRGE,
Acting President.

The Speaker of the Assembly.

MOTIONS CONSIDERED.

On motion of Mr. Ainsworth,
No. 301, A.,

Was returned to the clerk's desk, and re-referred to committee on Agriculture.

On motion of Mr. Ray,

The assembly unanimously accepted the invitation of Acting President E. A. Birge of the university to attend the memorial services February 17, for the former president, Dr. Charles Kendall Adams.

On motion of Mr. Cady,

The assembly took a recess until 8:30 p. m.

8:30 O'CLOCK P. M.

The assembly met.
The speaker in the chair.

MOTIONS CONSIDERED.

On motion of Mr. Wallrich,
No. 421, A.,
Was returned to the clerk's desk and to Mr. Wallrich.

On motion of Mr. Johnstone,
No. 186, A.,
Was re-referred to the committee on Education.

On motion of Mr. Bartlett,
No. 141, A.,
Was returned to the clerk's desk and to Mr. Bartlett.

On motion of Mr. Braddock,
The vote by which
No. 65, A.,
Was ordered engrossed and read a third time,
Was reconsidered.

On motion of Henry Johnson,
No. 65, A.,
Was re-referred to the committee on Judiciary.

RESOLUTIONS INTRODUCED.

By Mr. David Evans, Jr. :

Res. No. 15, A.,

A resolution directing the printing of additional supply of
bills Nos. 41, A., and 42, A.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Dixon (by request):

No. 561 A.,

A bill relating to fishing in Eagle lake, Racine county.

To committee on Fish and Game.

By Mr. Coffland:

No. 562, A.,

A bill to amend subdivision 1, section 752, of the Wisconsin statutes of 1898, relating to duties of district attorneys.

To committee on Judiciary.

By Mr. Dahl:

No. 563, A.,

A bill to provide the means of self-support to adult blind artisans and the means of instruction to those desiring to become artisans, and to appropriate money therefor.

To committee on Education.

By Mr. Martin:

No. 564, A.,

A bill to create a municipal court in the county of Brown and the city of Green Bay.

To committee on Judiciary.

By Mr. Morgan:

No. 565, A.,

A bill to amend sections 9, 10 and 15 of chapter 96 of the laws of 1891, and enacting a new section to said chapter 96 of the laws of 1891, to be known as section 7a, entitled, An act to create a municipal court in and for the county of Langlade.

To committee on Judiciary.

By Mr. Frear:

No. 566, A.,

A bill to amend sections 1056 and 1061 of the Wisconsin statutes of 1898, relating to the assessment of moneys and credits, and defining the duties of boards of review.

To committee on Assessment and Collection of Taxes.

By Mr. Frear:

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies.

To committee on Finance, Banks and Insurance.

By Mr. Crowley (by request):

No. 568, A.,

A bill to give control of the practice of and procedure in the circuit courts wholly within one county, to the judges of said courts, and to amend sections 2424, 2592, 2825 and 2826 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Crowley (by request):

No. 569, A.,

A bill to repeal section 1497b of chapter 62 of the Wisconsin statutes of 1898, relating to the commissioners of fisheries.

To committee on Fish and Game.

By Mr. Crowley (by request):

No. 570, A.,

A bill to make Saturday from the hour of 12 o'clock noon to 12 o'clock midnight of the same day, a legal half-holiday.

To committee on Judiciary.

By Mr. Crowley (by request):

No. 571, A.,

A bill to amend section 1498c of chapter 62 of the Wisconsin statutes of 1898, relating to the powers and duties of the state warden and deputies.

To committee on Fish and Game.

By Mr. Crowley:

No. 572, A.,

A bill to amend section 3072, of the Wisconsin statutes of 1898, relating to cases in appeal.

To committee on Judiciary.

By Mr. David Evans, Jr.:

No. 573, A.,

A bill to amend section 1798a, of the Wisconsin statutes of 1898, relating to passenger rates on railroads.

To committee on Railroads.

By Mr. Dahl:

No. 574, A.,

A bill to authorize and direct the railroad commissioner to prepare a schedule of classification of all articles of freight transported by railroad companies.

To committee on Railroads.

By Mr. Chandler:

No. 575, A.,

A bill to simplify the methods by which organized school districts may be consolidated.

To committee on Education.

By Mr. Chandler:

No. 576, A.,

A bill to provide for the permanent record and numbering of school districts.

To committee on Education.

By Mr. Chandler:

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts, in the matter of providing and equipping school buildings.

To committee on Education.

By Mr. Waterman:

No. 578, A.,

A bill to amend section 717 of the Wisconsin statutes of 1898, relating to county depositories.

To committee on Town and County Organization.

By Mr. H. Johnson (by request):

No. 579, A.,

A bill to detach certain territory from the county of Gates and attach said territory to the county of Chippewa.

To committee on Town and County Organization.

By Mr. Dudgeon:

No. 580, A.,

A bill to create a civil service commission and to regulate the examination, appointment and removal of certain state officials and employees.

To committee on Judiciary.

By Mr. Dinsdale (by request):

No. 581, A.,

A bill authorizing the inspecting of, and to secure a report upon the building and care of tenement houses.

To committee on Public Health and Sanitation.

By Committee on Assessment and Collection of Taxes:

No. 582, A.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises and successions in certain cases.

To committee on Assessment and Collection of Taxes.

By Mr. Smalley:

No. 583, A.,

A bill to create a state tax commission and to define its powers and duties.

To committee on Assessment and Collection of Taxes.

By Mr. Smalley:

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

To committee on Assessment and Collection of Taxes.

By Mr. Dudgeon:

No. 585, A.,

A bill to prevent corrupt practices in securing nominations at political primaries, by prohibiting certain persons from circulating nomination papers or soliciting electors to attend primaries, and to provide penalties and remedies for violations of this act.

To committee on Privileges and Elections.

By Mr. Ekern:

No. 586, A.,

A bill making the property of municipal, railroad and other corporations and companies liable for special assessments for local improvements, and providing for the collection thereof.

To committee on Judiciary.

By Mr. Kinney (by request):

No. 587, A.,

A bill relating to the classification of mixed freights in car lots.

To committee on Railroads.

By Mr. Peterson:

No. 588, A.,

A bill providing for the examination of engineers and inspection of boilers.

To committee on State Affairs.

By Mr. Dudgeon (by request):

No. 589, A.,

A bill to amend section 925—97a of the Wisconsin statutes of 1898, relating to the purchase of lighting plants by cities.

To committee on Cities.

By Mr. Strong:

No. 590, A.,

A bill requiring persons suing to set aside any tax to serve upon the county treasurer and county clerk a list containing each description of land affected by such suit.

To committee on Judiciary.

By Mr. Andrew:

No. 591, A.,

A bill to amend section 170, chapter 12 of the Wisconsin statutes of 1898, and to provide for an expert accountant in the office of the commissioner of railroads.

To committee on Railroads.

By Mr. Fritzke (by request):

No. 592, A.,

A bill to provide for official bonds and the payment thereof, to refund to certain officials the amount paid for such bonds, and making an appropriation therefor.

To committee on Judiciary.

By Mr. Andrew:

No. 593, A.,

A bill to amend section 1796 of the Wisconsin statutes of 1898, relating to the powers and duty of the railroad commissioners.

To committee on Railroads.

By Mr. Douglas:

No. 594, A.,

A bill relating to the payment of judgment by garnishees and amendatory of chapter 158 of the Wisconsin statutes of 1898.

To committee on Judiciary.

By Mr. Waterman:

No. 595, A.,

A bill to prohibit the use, keeping or setting up of slot machines in any public place.

To committee on State Affairs.

By Mr. Hannifin:

No. 596, A.,

A bill to amend section 2252 of the Wisconsin statutes of 1898, relating to the discharging of record of mortgages and life tenancies.

To committee on Judiciary.

By Mr. Kinney (by request):

No. 597, A.,

A bill concerning reserves for insurance companies writing personal accident and liability insurance policies.

To committee on Finance, Banks and Insurance.

By Mr. Hannifin:

No. 598, A.,

A bill to amend section 926—11, of the Wisconsin statutes of 1898, relating to the issuing of bonds by the common council of any city incorporated by and operating under a special charter.

To committee on Cities.

By Mr. Hannifin:

No. 599, A.,

A bill to amend section 1418, of the Wisconsin statutes of 1898, relating to slaughter houses.

To committee on Public Health and Sanitation.

By Committee on Assessment and Collection of Taxes:

No. 600, A.,

A bill to provide for the taxation of railroad companies, and making an appropriation therefor.

To committee on Assessment and Collection of Taxes.

By Mr. Hannifin:

No. 601, A.,

A bill to amend section 1574 of the Wisconsin statutes of 1898, relating to a license for circus, caravan or menagerie.

To committee on State Affairs.

By Mr. Lane:

No. 602, A.,

A bill to provide for the transportation of wood.

To committee on Railroads.

By Mr. Donald:

No. 603, A.,

A bill to prohibit discrimination in charges for telephone rentals in different cities and villages and fixing a penalty for the violation thereof.

To committee on State Affairs.

By Mr. Kinney (by request):

No. 604, A.,

A bill to amend sub-division seven of section 1772 of the Wisconsin statutes of 1898 as amended by section one of chapter 238 of the general laws of 1901, relating to the filing of articles of incorporation.

To committee on Corporations.

By Mr. Bartlett: (by request):

No. 605, A.,

A bill to amend section 1810 of the Wisconsin statutes of 1898, relating to cattle guards on railroads.

To committee on Railroads.

By Mr. Fritzke:

No. 606, A.,

A bill to amend section 1966—2 of the Wisconsin statutes of 1898, relating to live stock insurance.

To committee on Finance, Banks and Insurance.

By Mr. Price:

No. 607, A.,

A bill to provide for the election of state fish and game warden, and superintendent of public property.

To committee on Privileges and Elections.

By Mr. Root:

No. 608, A.,

A bill amending section 1621c of the Wisconsin statutes of 1898, relating to the appointment of a commissioner of the bureau of labor and industrial statistics.

To committee on State Affairs.

By Mr. Cady (by request):

No. 609, A.,

A bill relating to the manufacture of beer.

To committee on Public Health and Sanitation,

By Mr. Reynolds:

No. 610, A.,

A bill to amend section 128 of the Wisconsin statutes of 1898, relative to the election and terms of state officers.

To committee on State Affairs.

By Mr. Brittan:

No. 611, A.,

A bill providing for an appropriation for special statistical work in the bureau of labor and industrial statistics.

To committee on Manufacturing.

By Mr. Crosgrove (by request):

No. 612, A.,

A bill creating a new section of the Wisconsin statutes of 1898 to be known as section 1024d, requiring the keepers of cemeteries within the state of Wisconsin to file with the register of deeds for their respective counties a certificate certifying to the number of graves dug and interments made, and providing for blank forms and fees therefor.

To committee on Public Health and Sanitation.

By Mr. Root:

No. 613, A.,

A bill providing for an additional clerk for the bureau of labor and industrial statistics.

To committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on Bills on Third Reading, to whom was referred:

No. 51, A.,

A bill relating to army nurses in the civil war of 1861-1865,

No. 55, A.,

A bill to fix the terms of office of members of the common council and supervisors in cities of the second, third and fourth classes,

Sub. for No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges,

Has examined the same, and with verbal corrections has instructed me to report the same back as correct.

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg in Burnett county and create the town of Anderson,

Has had the same under consideration, and has instructed me to report the same back with the following amendments:

Amend section 3 of the engrossed bill in the tenth line thereof by adding after word "clerks" where it first appears in said tenth line the words "and two clerks".

Also to further amend said section 3 by adding after the word "clerks" at the end of the tenth line, the words "and clerks of election."

And with the recommendation that when so amended the bill do pass.

F. H. LORD,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 95, A.,

A bill to provide for the protection of employes and sanitation in certain buildings,

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to support of inmates of veterans home,

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901, entitled, An act to amend section 1951 of the Wisconsin statutes of 1898 in relation to investments by domestic life insurance companies

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

On motion of Mr. Kinney,

The assembly adjourned to 8:30 o'clock p. m., February 16.

21—A. J.

MONDAY, FEBRUARY 16, 1903.

8:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. A. W. Stalker offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Braddock, Bradford, Breitwisch, Brittan, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, Koch, La Du, Lane, Lord, Martin, Miller, Moldenhauer, Morris, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Szymarek, Tarrell, Terens, Thoreson, Thompson, Timlin, Va'entine, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—80.

Absent—Messrs. Barker, Beedle, Benson, Cady, Cowling, Crowley, Dixon, Johnson F., Kern, Lang, Le Roy, Loebs, Morgan, Osborn, Price, Rankl, Smith C. H., Thiessenhusen, Verbeck and Willott—20.

LEAVE OF ABSENCE

Was granted

To all absent members of this session.

To Messrs. Willott and Price indefinitely.

CORRECTIONS TO THE JOURNAL.

The journal of February 13 was corrected and approved.

COMMUNICATIONS TO LEGISLATURE.

DEPARTMENT OF STATE,
MADISON, Wisconsin, February 16th, 1903.

Mr. C. O. MARSH,
Chief Clerk of the Assembly.

Sir:—I have the honor to transmit to you the name of a member of assembly of the state of Wisconsin as it appears from the certificate of the county clerk of the county in which below named assembly district is located.

W. L. HOUSER,
Secretary of State.

By JAMES H. STONE,
Assistant Secretary of State.

NAME OF MEMBER OF ASSEMBLY ELECTED IN THE STATE OF WISCONSIN AT THE SPECIAL ELECTION HELD ON THE TENTH DAY OF FEBRUARY, A. D. 1903.

2d District—Racine county, Edward F. Rakow.

DEPARTMENT OF STATE—SS.

I, W. L. Houser, secretary of state of the state of Wisconsin, do hereby certify that the foregoing is a true and correct list of the member of assembly of the state of Wisconsin, elected at the special election held on the tenth day of February, A. D. 1903, as appears from the certificate of the county clerk of the county in which said assembly district in the foregoing list is located, which certificate is now on file in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal at the capitol, in the city of Madison, this sixteenth day of February, A. D. 1903.

[Seal]

W. L. HOUSER,
Secretary of State.
By JAMES H. STONE,
Assistant Secretary of State.

Mr. Rakow was called to the desk, where Speaker Lenroot administered the oath of office, which Mr. Rakow signed.

LETTERS, PETITIONS, ETC.

By Mr. Donald:

Pet. No. 40, A.,

Petition on the appeal of chapter 188, laws of 1901, relating to the payment of tuition of high school pupils.

To committee on Education.

RESOLUTIONS INTRODUCED.

By Mr. Bradford:

Res. No. 16, A.,

Providing that one thousand (1,000) additional copies of bill No. 600, A., be furnished by the public printer to the sergeant-at-arms for the use of the assembly.

Adopted.

By Mr. Becker:

Res. No. 17, A.,

Resolution for procuring stationery for members of assembly.
To committee on Legislative Expenses.

By Mr. D. Evans, Jr.,

Jt. Res. No. 11, A.,

Joint resolution requesting the governor to return to the assembly bill No. 98, A., now in his hands.

Resolved by the assembly, the senate concurring, That the governor be, and he is hereby requested to return to the assembly bill No. 98, A., now in his hands.

The ayes and noes being demanded, the resolution was adopted.

The vote was as follows: Ayes, 71; noes, 10; absent or not voting, 19.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Becker, Braddock, Bradford, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, Koch, La Du, Lane, Lord, Martin, Miller, Moldenhauer, Morris, Peterson, Potter, Rakow, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smelker, Stevens, Strong, Szymarek, Tarrell, Terens, Thoreson, Thompson, Timlin, Valentine, Wallrich, White, Whitson, Williams and Mr. Speaker—70.

Noes—Messrs. Bartzen, Breitwisch, Brittan, Hamm, Hartung, Ray, Sidler, Smith A. E., Waterman and Westfahl—10.

Absent or not voting—Messrs. Barker, Beedle, Benson, Cady, Cowling, Crowley, Dixon, Johnson F., Kern, Lang, Le Roy, Loebs, Morgan, Osborn, Price, Rankl, Smith C. H., Thiessenhusen, Verbeck and Willott—20.

REPORTS OF COMMITTEES.

The committee on Bills on Third Reading, to whom was referred:

No. 95, A.,

A bill to provide for the protection of employes and sanitation in certain buildings,

Has examined the same, and with verbal corrections report it back as correct.

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901 entitled, "An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies,"

Has examined the same, and has instructed me to report them back as correct.

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home,

Has had the same under consideration, and has instructed me to report the same back with an amendment, and when so amended report the same back as correct.

F. H. LORD,
Chairman.

Nos. 95, 199 and 96, A., were severally referred to calendar.

The committee on Engrossed Bills, to whom was referred:

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipping of ice from meandered lakes in the state of Wisconsin,

No. 70, A.,

A bill to amend section 1759a of the statutes of 1898, relating to preferred stock,

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act to provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin,

No. 157, A.,

A bill to amend section 1529d, of the statutes of 1898, relating to bonds of members of soldiers' relief commission and to legalize bonds heretofore given,

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies,

No. 206, A.,

A bill to amend chapter 24 of the laws of 1895, entitled, An act to establish a municipal court in and for the city of Oshkosh and the county of Winnebago,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Nos. 128, 70, 102, 157, 214 and 206, A., were severally referred to committee on Bills on their Third Reading.

BILLS READY FOR A THIRD READING.

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg in Burnett county and to create the town of Anderson.

Amendment offered.

Amended, and as amended,

Passed.

Sub. for No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges.

On motion of Mr. Martin,

Referred to the committee on Judiciary.

No. 51, A.,

A bill relating to army nurses in the civil war of 1861—1865,

Passed.

No. 55, A.,

A bill to fix the terms of office of members of the common council and supervisors in cities of the second, third and fourth classes,

On motion of Mr. Wallrich,

Referred to committee on Cities.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar, and amending section 2586 of the Wisconsin statutes, Laid over.

On motion of Mr. Potter,
The assembly adjourned.

TUESDAY, FEBRUARY 17, 1903.

10:00 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. A. W. Stalker offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—96.

Absent—Messrs. Crowley, Le Roy, Osborn, and Price—4.

Absent with leave—Messrs. Price and Le Roy—2.

LETTERS, PETITIONS, ETC.

By Committee on Agriculture:

Pet. No. 41, A.,

Petition of Wm. F. Scott, Jr., et al., for favorable action on bill No. 189, A., providing for an appropriation for the Wisconsin agricultural experiment station.

To committee on Agriculture.

By Mr. Franklin Johnson:

Pet. No. 42, A.,

Petition of Chas. L. Pearson and sixty-two other citizens of Baraboo, against the repeal of the law providing for the payment of high school tuition by towns.

To committee on Education.

RESOLUTIONS INTRODUCED.

By Mr. Bradford:

Res. No. 18, A.,

Resolution that the superintendent of public property be requested to furnish statutes, etc., to two members who have never received such books.

Adopted.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 5, S.,

A bill to amend section 1, of chapter 412 of the laws of 1901, entitled, "An act relating to the distribution of bills introduced into the legislature and making an appropriation therefor."

Has refused to concur in

Jt. Res. No. 11, A.,

Requesting the governor to return to the assembly bill No. 98, A., now in his hands.

SENATE MESSAGE CONSIDERED.

No. 5, S.,

Read first and second time, and

Referred to committee on Claims.

BILLS READY FOR A THIRD READING.

No. 83, A.,

A bill to amend section 4 of chapter 112 of the laws of 1893, as amended by section 1 of chapter 261 of the laws of 1897, relating to the municipal court of Douglas county,

On motion of Mr. Andrew,

Re-referred to committee on Judiciary.

No. 95, A.,

A bill to provide for the protection of employees and sanitation in certain buildings,

On motion of Mr. Dinsdale,

Re-referred to committee on Public Health and Sanitation.

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home.

Amendment offered.

Amended, and re-referred to committee on Claims.

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901, entitled, "An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies."

Passed.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 45, A.,

A bill relating to the examinations of applicants for admission to the bar, and amending section 2585 of the Wisconsin statutes.

Laid over until February 18.

No. 90, A.,

A bill to amend section 2296 of the Wisconsin statutes of 1898, relating to certificate of proof and record.

Substitute amendment offered.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

ADJOURNMENT.

On motion of Mr. Dahl,

The assembly adjourned.

WEDNESDAY, FEBRUARY 18, 1903.

10:00 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. A. W. Stalker offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Williams, Willott and Mr. Speaker—94.

Absent—Messrs. Hamm, Kinney, Price, Verbeck and Whitson—5.

Absent with leave—Mr. Price—1.

LEAVE OF ABSENCE

Was granted

To Mr. Verbeck for this session.

CORRECTIONS TO THE JOURNAL.

The journal of February 17th was corrected and approved.

LETTERS, PETITIONS, ETC.

By Mr. Willott:

Pet. No. 43, A.,

Petition of Schuette Bros. and 93 others of Manitowoc, relating to property exempt from execution.

To committee on Judiciary.

By Mr. White:

Pet. No. 44, A.,

Petition of the Wisconsin conference of the free Methodist church, for the passage of laws forbidding the manufacture or sale of cigarettes, etc.

To committee on Public Health and Sanitation.

By Mr. Morgan:

Pet. No. 45, A.,

A petition relating to spring shooting of a certain kind of duck.

To committee on Fish and Game.

By Mr. White:

Pet. No. 46, A.,

A petition from the county board of Rock county, relating to the mill tax for schools.

To committee on Education.

BILLS INTRODUCED.

By the Committee on Cities:

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes.

Referred to calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Insert the words "for a longer period than twenty-four hours," after the word "thereto," in the second line of the printed bill.

And with the recommendation that when so amended, said bill do pass. Mr. Ekern dissents.

No. 169, A.,

A bill amendatory of section 2331 of the statutes of 1898, relating to persons authorized to solemnize marriages,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the words "police magistrate," where said words appear in the third line of the printed bill, and insert in lieu thereof the words "police justice, municipal judge."

Also further amend said bill by striking out the words "police magistrate" where said words appear in the fourth line of the printed bill, and insert in lieu thereof the words "police justice, municipal judge."

And with the recommendation that when so amended said bill do pass.

No. 2, S.,

A bill amendatory section 21 of chapter 99, laws of 1891, entitled, "An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,"

No. 3, S.,

A bill to amend section 13, of chapter 91, of the laws of 1897, entitled, "An act to amend chapter 22 of the laws of 1895, entitled, An act to establish a municipal court at the village of Waukesha, for the eastern municipal district of the county of Waukesha,"

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bills be severally concurred in.

FRANK A. CADY,
Chairman.

The committee on Military Affairs, to whom was referred:

No. 94, A.,

A bill appropriating a sum of money for the purpose of purchasing steel cases for the preservation of war flags,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 155, A.,

A bill to amend chapter 381 of the laws of 1901, entitled, "An act to appropriate a sum of money for monuments in National Park at Shiloh, Tennessee, and to appoint commissioners for the purpose of selecting and locating same, and granting an additional appropriation therefor,"

Without recommendation.

No. 94, A., and

No. 155, A., were severally referred to the committee on Claims.

No. 248, A.,

A bill to authorize the reconveyance of a piece of land in the city of Fond du Lac from the state to Mary A. Hamilton, upon repayment of purchase price,

With the recommendation that said bill do pass.

A. E. SMITH,

Chairman.

The committee on Education, to whom was referred:

No. 278, A.,

A bill to provide for teaching in the common schools of the state of Wisconsin of the subject of the history of industrial and commercial science in the state of Wisconsin,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

JAMES JOHNSTONE,

Chairman.

The committee on Cities, to whom was referred:

No. 4, S.,

A bill to authorize cities of the first class to acquire easements for viaducts, bridges, etc., by gift, grant or purchase and to provide for a joint use of the same,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 326, A.,

A bill to regulate the issuing of license to sell intoxicating liquors in new territory annexed to cities,

With the recommendation that it be re-referred to the committee on Judiciary.

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes,

With the recommendation that it do pass.

GEO. H. RAY,

Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 50, A.,

A bill to amend sections 2014-5 of the Wisconsin statutes, relating to mutual building and loan associations,

No. 411, A.,

A bill relating to town insurance companies and amendatory of section 1931, of chapter 89, of the Wisconsin statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally and indefinitely postponed.

N. E. LANE,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 70, A.,

A bill to amend section 1759a of the statutes of 1898, relating to preferred stock,

Has had the same under consideration, and has instructed me to report it back with verbal corrections as correct.

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act to provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin,

Has examined the same, and has instructed me to report it back with an amendment as follows:

Amend by adding after the word "Wisconsin" the words "who were engaged in practice on or before the first day of July, 1897."

And when so amended to report the same back as correct.

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipment of ice from meandered lakes in the state of Wisconsin,

Has had the same under consideration, and has instructed me to report the same back as correct.

No. 157, A.,

A bill to amend section 1529d of the statutes of 1898, relating to bonds of members of soldiers' relief commission and to legalize bonds heretofore given,

Has examined the same, and offer an amendment as follows:

Amend by adding the words "bonds or" after the word "said" where it occurs in the 14th line of the engrossed bill.

And when so amended report it back correct.

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies,

Has examined the same, and under consideration has instructed me to report the same back with an amendment as follows:

Amend by adding the words "Walter Mills" after the word "hotels" where it occurs at the end of the 12th line of the en-

grossed bill; also further amend said bill by striking out the word "or" where it occurs in the 4th line of the engrossed bill after the word "house" and inserting in lieu thereof the word "and."

And when so amended to report it back as correct.

No. 206, A.,

A bill to amend chapter 24 of the laws of 1895, entitled, An act to establish a municipal court in and for the city of Oshkosh and the county of Winnebago,

Has examined the same, and offer amendments, and when so amended, report it back as correct.

F. L. LORD,
Chairman.

The committee on Claims, to whom was referred:

No. 294, A.,

A bill to appropriate money for the further prosecution of the geological and natural history survey of the state,

No. 275, A.,

A bill to amend section 406a of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

No. 210, A.,

A bill to appropriate to Al. Abraham a sum of money therein named,

No. 35, A.,

A bill to appropriate to the town of Rudolph in Wood county, a sum of money therein named,

No. 232, A.,

A bill to appropriate a sum of money therein named in payment for a medal for Capt. F. R. French of Sparta, Wisconsin,

No. 325, A.,

A bill to appropriate to Edward F. Rakow a sum of money therein named for expenses of election contest,

No. 482, A.,

A bill to appropriate to J. E. Jones, Byron Kinnear and James Towers the sum therein mentioned,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be referred to the several committees first.

DAVID EVANS, JR.,
Chairman.

No. 35, A., was re-referred to committee on Education.

No. 210, A., was re-referred to committee on State Affairs.

No. 232, A., was re-referred to committee on State Affairs.

No. 275, A., was re-referred to committee on Education.

No. 294, A., was re-referred to committee on State Affairs.

No. 325, A., was re-referred to committee on Privileges and Elections.

No. 482, A., was re-referred to committee on Judiciary.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate herewith returns to the assembly pursuant to your message

No. 55, A.,

A bill to fix the terms of office of members of the common council, and supervisors in cities of the second, third and fourth classes.

EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN,

Executive Office.

MADISON, Wis., February 17, 1903.

To the Honorable, the Assembly:

I herewith return, without approval, bill No. 98, originating in the assembly, entitled, "An act to authorize the employment of a limited number of additional employes for the remainder of the present session of the legislature, prescribe their duties, and provide for their suitable compensation."

The proposed law provides for the appointment of twenty-one additional employes for the senate and assembly for the remainder of the legislative session. Under ordinary circumstances I should not feel warranted in withholding approval of a measure making provisions for such a force of employes as the legislature should declare by its action in passing the same to be necessary. However, the reasons for the enactment of chapter 438, laws of 1901, are fresh in the minds of those who were members of that body, as well as the general public. The last legislature, having well nigh finished the work of the session, with a full knowledge of the labor to be performed and the number of employes necessary to perform it, provided for the future by enacting chapter 438, limiting the number of legislative employes to ninety-five.

The reason for deferring action upon the subject until near the close of the session was plainly declared to be the difficulty

attendant upon such action at the beginning of the session, when members were much pressed to secure appointments for constituents and were not so fully cognizant of the actual requirements of the service as at the close of the session.

Chapter 438 provides, besides the chief clerk, one journal clerk, one bookkeeper and index clerk, one general clerk, one engrossing clerk, one typewriter for the engrossing room, two stenographers and typewriters, two additional stenographers and typewriters to assist senators, one enrolling clerk, five enrolling copyists, and a like number of clerical employes for the assembly, with the addition of one general clerk, three stenographers, and three additional enrolling copyists, and in addition thereto, five of the more important committees in either house are provided with a clerk for each, and additional thereto five other clerks are held in readiness to be assigned to other committees as their services are required.

This law provides that these ten clerks in each house shall attend upon the committee rooms of the committees to which they are assigned, and that if other attendants are required for service in committee rooms from time to time, it authorizes the sergeant-at-arms of either house to assign messengers for such service when not otherwise employed. It provides a force of thirteen appointees to assist the sergeant-at-arms of the senate in the discharge of his duties, and twenty-one to assist the sergeant-at-arms of the assembly in the performance of the duties assigned to him. It furthermore provides that the entire service shall be subject to transfer from position to position as the progress of the legislative work requires. This seems especially wise as it makes all of the force available at any point wherever the legislative business accumulates for the time being.

At the time of the enactment of this law, with all the legislative work fully in mind, it was the legislative judgment that a force of ninety-five employes could properly discharge the public business committed to them. It would seem that they were in a fairly good position to determine wisely, while the present session has only so far advanced as to make this the third bill which has reached the executive office.

It is well understood that chapter 438 was prepared with great care by members of both houses of long legislative service, aided by those of large experience in the conduct of this branch of the public business. It is now, however, agreed that by error two cloak room attendants were omitted from the draft of the bill as presented to the legislature.

It may be determined upon further consideration that some other important omission was made in that connection. But if those who prepared the bill, which now appears in the last volume of the session laws as chapter 438, and the legislature which enacted it with but one dissenting vote in the assembly, and but two dissenting votes in the senate, were even approximately

correct in fixing the number of legislative employes at ninety-five, it would seem that the proposed law to add twenty-one more to the legislative pay roll had possibly not received that full consideration upon its passage which it merited. This view is strengthened by the report of the last session of your honorable body recording a vote of seventy-one to ten on the resolution to recall this bill for further consideration, as shown in the assembly journal of this date.

In order that opportunity may be given for such further consideration of the proposed law in connection with chapter 438, laws of 1901, as the legislature shall deem wise, it is hereby returned without approval.

Respectfully submitted,

ROBERT M. LAFOLLETTE,

Governor.

Action deferred until February 19.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar, and amending section 2586 of the Wisconsin statutes Substitute offered in the form of an amendment.

Substitute adopted, and

Ordered engrossed and read a third time.

MOTIONS CONSIDERED.

On motion of Mr. Ray,

No. 523, A.,

Was recalled from committee on Cities.

Was re-referred to committee on Judiciary.

On motion of Mr. Andwew,

The assembly took a recess to 7:30 o'clock p. m.

EVENING SESSION:

7:30 O'CLOCK P. M.

The assembly met.

Mr. Ray in the chair. ■

LETTERS, PETITIONS, ETC.

By Mr. Ekern:

Pet. No. 47, A.,

Petition of Trempealeau lodge, Independent Order of Good Templars, for passage of anti-cigarette bills Nos. 75, S., and 204, A.

To committee on Public Health and Sanitation.

By Mr. Ekern:

Pet. No. 48, A.,

Petition of Trempealeau lodge, Independent Order of Good Templars, for passage of woman's suffrage bills, Nos. 80, S., and 338, A.

To committee on Privileges and Elections.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred:

No. 105, A.,

A bill to amend section 926—2, Wisconsin statutes of 1898, relating to annexation of territory to cities operating under special charters,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be re-referred to the committee on Judiciary.

GEORGE H. RAY,
Chairman.

No. 105, A., was re-referred to committee on Judiciary.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 46, A.,

A bill to refund to certain life insurance companies the excess of license fees for the year 1901 paid into the treasury of this state before the passage of chapter 21 of the laws of 1901, and making an appropriation therefor,

Has had the same under consideration, and has instructed me to report the same back with recommendation that it be referred to the committee on Claims.

No. 414, A.,

A bill to prohibit accident and health insurance without a license,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

N. E. LANE,

Chairman.

No. 46, A., was re-referred to committee on Claims.

The committee on Education, to whom was referred:

No. 346, A.,

A bill providing for the heating, lighting and ventilation of public school houses and fixing penalties for a violation of the provisions thereof,

Has had the same under consideration, and has instructed me to report the same back with an amendment by striking out all of section six after the word "void" in the second line of the printed bill, and when so amended that the same do pass.

No. 362, A.,

A bill to amend section 517 of the Wisconsin statutes of 1898, relating to the township system of school government,

With the recommendation that it do pass.

No. 343, A.,

A bill to provide for the granting of life certificates in certain cases to teachers who have successfully taught for twenty years or more in the public schools of the state,

No. 400, A.,

A bill to amend section 704, chapter 37, of the Wisconsin statutes of 1898, relating to the salary, expenses and bond of the county superintendents,

With the recommendation that they be severally indefinitely postponed.

JAMES JOHNSTONE,

Chairman.

The committee on Claims, to whom was referred:

No. 5, S.,

A bill to amend section 1, chapter 412, laws of 1901, entitled, An act relating to the distribution of bills introduced into the legislature and making an appropriation therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation it be concurred in.

DAVID EVANS, Jr.,
Chairman.

The committee on Legislative Expenditures, to whom was referred:

Res. No. 17, A.,

A resolution for the purpose of supplying stationery for members of the assembly,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said resolution be passed,

And the committee hereby further recommends that 500 sheets of assembly letter paper, of good quality (ruled and blocked), one-half to be full sized letter sheets, and one-half to be one-half size letter sheets, and 250 envelopes for full size letters be supplied to each member, with return heading printed thereon.

THOMAS JOHNSON,
Chairman.

Res. No. 17, A., was adopted.

MOTIONS CONSIDERED.

On motion of Mr. Lang,

No. 403, A.,

Was returned to the clerks.

ADJOURNMENT

On motion of Mr. Barker,

The assembly adjourned.

THURSDAY, FEBRUARY, 19, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. A. W. Stalker offered prayer,

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Terrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—99.

Absent with leave—Mr. Price—1.

LETTERS, PETITIONS, ETC.

By Mr. Osborn:

Pet. No. 49, A.,

Petition in the form of a resolution of county board of Oneida county, requesting a repeal of law taking state lands out of market.

To committee on Public Lands.

By Mr. Coffland:

Pet. No. 50, A.,

Petition from live stock association recommending the appropriation for the purchase of live stock for the agricultural farm.

To committee on Agriculture.

RESOLUTIONS INTRODUCED.

By Mr. Frear:

Res. No. 19, A..

Resolution causing notices of committee meetings to be posted at entrance of assembly chamber.

Adopted.

REPORTS OF COMMITTEES.

The committee on Railroads, to whom was referred:

No. 282, A.,

A bill to require railroad corporations and corporations operating street railroads, to report accidents happening at highways and street intersections, by reason of the operating of train thereon,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Amend the title of said bill by inserting after the words "street railroads," the words "or electric lines." Strike out the word "June" where it occurs in the second line of section 1 of the printed bill, and insert in lieu thereof the word "July." Strike out the words "all accidents," and insert in lieu thereof the words "each and every accident." Strike out the word "have" and insert in lieu thereof the word "has," and insert after the word "occurred" the words "upon its line of road," where they occur in the fourth line of section 1 of the printed bill.

And with the recommendation that when so amended said bill do pass.

C. W. GILMAN,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of section 1941—1 of the Wisconsin statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute, and with the recommendation that when so amended the bill do pass.

No. 400, A.,

A bill to amend subdivision 5 of section 2014 of the Wisconsin statutes of 1898, relating to mutual loan and building associations,

With the recommendation that it be indefinitely postponed.

N. E. LANE,

Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 90, A.,

A bill amendatory of section 2296 of the statutes of 1898, relating to certificate of proof and record,

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar and amendatory of section 2586 of the Wisconsin statutes for 1898,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 90, A., and 45, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Judiciary, to whom was referred:

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies, and to prescribe the practice in actions arising from suicide of the insured,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

FRANK A. CADY,

Chairman.

The committee on State Affairs, to whom was referred:

No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

With the recommendation that it do pass.

No. 177, A.,

A bill to appropriate a certain sum to the Wisconsin state firemen's association,

With the recommendation that it do pass.

W. L. ROOT,
Chairman.

EXECUTIVE COMMUNICATION CONSIDERED.

The question being, Shall bill No. 98, A., pass, notwithstanding the governor's veto?

The ayes and noes being required, the bill was refused passage.

The vote was as follows: Ayes, 34; noes, 64; absent or not voting, 2.

Ayes—Messrs. Barker, Bartzen, Breitwisch, Cady, Carpenter, Cowling, Crowley, Dudgeon, Fridt, Haderer, Hamm, Hannifin, Hartung, Hassa, Johnson F., Karel, Lang, Lane, Miller, Ray, Reed, Reynolds, Sidler, Slade, Smith A. E., Smith C. H., Szymarek, Thiessenhusen, Timlin, Valentine, Waterman, Westfahl, White and Willott—34.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Beedle, Benson, Braddock, Bradford, Brittan, Carberry, Chandler, Coffland, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Gilman, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Le Roy, Loebs, Lord, Martin, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Root, Rupp, Smalley, Smelker, Stevens, Strong, Tarrell, Terens, Thoreson, Thompson, Verbeck, Wallrich, Whitson, Williams and Mr. Speaker—64.

Absent or not voting—Messrs. Becker and Price—2.

BILLS READY FOR A THIRD READING.

No. 70, A.,

A bill to amend section 1759a of the Wisconsin statutes, relating to preferred stock.

Passed.

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act to provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin.

On motion of Mr. Ray,

Action was deferred until February 20th.

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipment of ice from meandered lakes in the state of Wisconsin.

Passed.

No. 157, A.,

A bill to amend section 1529d of the statutes of 1893, relating to bonds of members of soldiers' relief, commission and to legalize bonds heretofore given.

Amendment offered by committee on Bills on their Third Reading.

Amendment adopted, and bill, as amended,

Passed.

No. 206, A.,

A bill to amend chapter 24 of the laws of 1895, entitled, An act to establish a municipal court in and for the city of Oshkosh and the county of Winnebago.

Amendment offered by committee on Bills on their Third Reading.

Amendment adopted, and bill, as amended,

Passed.

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies.

Amendment offered.

Amended, and as amended,

Laid over until February 20.

BILLS TO BE ORDERED TO A THIRD READING.

No. 2, S.,

A bill amendatory of section 21 of chapter 99, laws of 1891, entitled, An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,

Ordered to a third reading.

No. 3, S.,

A bill to amend section 13 of chapter 91 of the laws of 1897, entitled, "An act to amend chapter 22 of the laws of 1895, entitled, 'An act to establish a municipal court at the village of Waukesha, for the eastern municipal district of the county of Waukesha,'"

On motion of Mr. Cady,

Was re-referred to the committee on Judiciary.

No. 4, S.,

A bill authorizing cities of the first class to acquire easements for viaducts, bridges, etc., by gift, grant or purchase and to provide for a joint use of same.

Ordered to a third reading.

No. 5, S.,

A bill to amend section 1, chapter 412, laws of 1901, entitled, "An act relating to the distribution of bills introduced into the legislature and making an appropriation therefor."

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 346, A.,

A bill providing for the heating, lighting and ventilation of public school houses and fixing penalties for a violation of the provisions thereof.

Amendment offered.

Amendment adopted.

On motion of Mr. Williams,

Indefinitely postponed.

No. 362, A.,

A bill to amend section 517 of the Wisconsin statutes of 1898, relating to the township system of school government.

On motion of Mr. Henry Johnson,

Action deferred until February 20.

No. 414, A.,

A bill to prohibit accident and health insurance without a license.

Ordered engrossed and read a third time.

No. 50, A.,

A bill to amend section 2014—5, of the Wisconsin statutes, relating to mutual building and loan associations.

Indefinitely postponed.

No. 278, A.,

A bill to provide for teaching in the common schools of the state of Wisconsin of the subject of the history of industrial and commercial science in the state of Wisconsin.

Indefinitely postponed.

No. 343, A.,

A bill to provide for the granting of life certificates in certain cases to teachers who have successfully taught for twenty years or more in the public schools of the state.

Indefinitely postponed.

No. 400, A.,

A bill to amend section 704, chapter 37, of the Wisconsin statutes of 1898, relating to the salary, expenses and bond of county superintendents.

Indefinitely postponed.

No. 411, A.,

A bill relating to town insurance companies and amendatory of section 1931, of chapter 89, of the Wisconsin statutes of 1898.

Indefinitely postponed.

No. 169, A.,

A bill amendatory of section 2331 of the statutes of 1898, relating to persons authorized to solemnize marriages.

Amendment offered.

Amendment adopted, and bill as amended,

Ordered engrossed and read a third time.

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor.

Amendment offered.

Mr. Cowling offered an amendment to the amendment.

Amendment to the amendment adopted.

Amendment adopted, and bill as amended,

Ordered engrossed and read a third time.

No. 248, A.,

A bill to authorize the reconveyance of a piece of land in the city of Fond du Lac from the state to Mary A. Hamilton, upon repayment of purchase price.

On motion of Mr. Carberry,

Re-referred to the committee on State Affairs

MOTIONS CONSIDERED.

On motion of Mr. Terrell,

Pet. No. 38, A.,

Was returned to the clerk's desk, and re-referred to the committee on Judiciary.

On motion of Mr. Lang,

No. 403, A.,

Was returned to him.

On motion of Mr. Root,

The assembly took a recess until 7:30 o'clock p. m.

EVENING SESSION.

7:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 318, A.,

A bill to encourage the production of beet sugar in the state of Wisconsin, by exempting factories, plants and other property, real or personal, from taxation for a term of years,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Insert after the word "thereof", in the third line of the printed bill, the words not-including, however, lands used for the production of beets"; also, further amend said bill by striking out the word "ten", where said word appears in the fourth line of the printed bill and insert in lieu thereof the word "five", and with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on State Affairs, to whom was referred:

No. 69, A.,

A bill to prohibit legislative lobbyists from attempting to personally influence the vote of members of the legislature, and prescribing the penalty therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

W. L. ROOT,
Chairman.

The committee on Education, to whom was referred:

No. 275, A.,

A bill to amend section 406a, of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by

chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 323, A.,

A bill providing for the distributing of a history of the Standard Oil company and an article concerning the United States senate to county superintendents and superintendents of city and village schools and teachers, and providing for the expense thereof,

No. 344, A.,

A bill to amend section 440 of the Wisconsin statutes of 1898, as to the choice and change of text books in schools,

With the recommendation that they be severally indefinitely postponed.

JAMES JOHNSTONE,

Chairman.

Bill No. 323, A., was re-referred to the committee on Claims.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 387, A.,

A bill relating to the formation of life and accident insurance corporations under section 1947 of the Wisconsin statutes of 1898.

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute, and with the recommendation that when so amended the bill do pass.

N. E. LANE,

Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor,

No. 414, A.,

A bill to prohibit accident and health insurance without a license,

No. 169, A.,

A bill to amend section 2321 of the Wisconsin statutes of 1898, relating to persons authorized to solemnize marriages,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 207, A., 414, A., and 169, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 170, A.,

A bill in relation to reinsurance and the transaction of business by fire insurance companies or associations authorized to do business in the state of Wisconsin,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Amend by adding at the end of section 1 the following:

Provided any fire insurance company or reinsurance company licensed to do business in the state of Wisconsin shall on retiring from business before the expiration of its policies or contracts, file with the insurance commissioner a written notice of such intention, together with a sworn statement of its outstanding liability or obligations under such policies or contracts. And shall reinsure such liabilities or obligations in a company authorized to do business in this state.

And with the recommendation that when so amended it do pass.

N. E. LANE,
Chairman.

RESOLUTIONS INTRODUCED.

By Mr. Ray:

Jt. Res. No. 12, A.,

Joint resolution for adjournment of the legislature to Tuesday, February 24th, at two o'clock p. m.

Resolved, That when the legislature adjourns tomorrow (Friday) it be until Tuesday, February 24th, at two o'clock p. m.

Adopted.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 30, S.,

A bill enabling married women to assign or otherwise dispose of their interests in policies of life insurance,

No. 59, S.,

A bill to amend section 1482 of the statutes of 1898, relating to obnoxious and infectious animals running at large,

No. 71, S.,

bill to amend section 1, chapter 99, laws of 1891, an act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, as amended by chapter 45, laws of 1897, and by chapter 1, laws of 1899, and also amend section 24 of same act of 1891,

No. 76, S.,

A bill to amend section 2982 of the statutes of 1898, relating to exemptions,

No. 98, S.,

A bill to amend section 2778, statutes of 1898, and to provide the procedure for the ascertainment of damages growing out of injunctions,

No. 106, S.,

A bill to amend section 378 of the statutes of 1898, as amended by chapter 255 of the general laws of 1901, extending the terms of office of regents until their successors be appointed.

SENATE MESSAGE CONSIDERED.

Nos. 30, S., 71, S., 76, S., 98, S.,

Were severally read first and second times, and referred to the committee on Judiciary.

No. 59, S.,

Was read first and second times, and referred to the committee on State Affairs.

No. 106, S.,

Was read first and second times, and referred to committee on Education.

LEAVE OF ABSENCE

Was granted

To Mr. Irvine for February 20th.

MOTIONS CONSIDERED.

On motion of Mr. Johnstone,

No. 362, A.,

Was re-referred to the committee on Education.

ADJOURNMENT

On motion of Mr. Kehrein,
The assembly adjourned until 9:30 o'clock a. m., February 20.

23—A. J.

FRIDAY, FEBRUARY 20, 1903.

9:30 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. E. G. Updike offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—89.

Absent—Messrs. Ekern, Frear, Hartung, Irvine, Karel, Lang, Price, Terens, Thoreson, Timlin and Willott—11.

Absent with leave—Messrs. Price and Irvine.

LEAVE OF ABSENCE

Was granted

To Messrs. Ekern, Frear, Hartung, Karel, Terrens, Thoreson, Lang, Timlin and Willott.

REPORTS OF COMMITTEES.

[The committee on Judiciary, to whom was referred:

No. 284, A.,

A bill to amend section 1748 of the statutes of 1898, relating to the mortgage of franchises,

Has had the same under consideration, and has instructed me to report said bill back with an amendment, as follows:

Amend the title of said bill by striking out the words "to the mortgage of franchises," where said words appear in the title to said bill, and insert in lieu thereof the words "to powers conferred on corporations,"

And with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar, and amendatory of section 2586 of the statutes of 1898,

Has had the same under consideration, and offer an amendment to title as follows:

Amend bill No. 45, A., by striking out the word "Wisconsin" where it occurs in the title of said bill.

And when so amended has instructed me to report the same as correct.

No. 90, A.,

A bill amendatory of section 2296 of the statutes of 1898, relating to certificate of proof and record,

Has had the same under consideration, and has instructed me to report the same back as correct.

F. H. LORD,
Chairman.

The committee on Agriculture, to whom was referred:

No. 257, A.,

A bill to appropriate a certain sum of money to the regents of the university of Wisconsin for the purpose of purchasing stock for the experiment station farm,

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses,

Has had the same under consideration, and has instructed me

to report the same back with the recommendation that the bills do severally pass.

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural association,

Has had the same under consideration, and has instructed me to report the same back with amendment, as follows:

Insert the phrase "To secretary of state" in third line of section 3, after the word "public,"

And with the recommendation that when so amended said bill do pass.

R. AINSWORTH,
Chairman.

Bills Nos. 257, A. and 189, A., re-referred to committee on Claims.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has refused to concur in

Jt. Res. No. 12, A.,

Relating to adjournment.

BILLS READY FOR A THIRD READING.

No. 102, A.,

A bill to repeal chapter 87 of the laws of 1899, being an act to provide for the registration of persons engaged in the practice of medicine and surgery in the state of Wisconsin.

On motion of Mr. Dudgeon,

Re-referred to the committee on Public Health and Sanitation

No. 214, A.,

A bill to amend section 1931 of the Wisconsin statutes of 1898, relating to town insurance companies.

Amendment offered.

Amended, and as amended,

Passed.

No. 2, S.,

A bill amendatory of section 21 of chapter 99, laws of 1891, entitled, an act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.

Concurred in.

No. 4, S.,

A bill authorizing cities of the first class to acquire easements for viaducts, bridges, etc., by gift, grant or purchase and to provide for a joint use of same.

Concurred in.

No. 5, S.,

A bill to amend section 1, chapter 412, laws of 1901, entitled, "An act relating to the distribution of bills introduced into the legislature and making an appropriation therefor."

The ayes and noes being required, the bill was concurred in.

The vote was as follows: Ayes, 88; noes, 1; absent or not voting, 11.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffand, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thompson, Valentine, Verbeck, Wallrich, Waterman, White, Whitson, Williams and Mr. Speaker—88.

Noes—Mr. Westfahl—1.

Absent or not voting—Messrs. Ekern, Frear, Hartung, Irvine, Karel, Lang, Price, Terens, Thoreson, Timlin and Willott—11.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river,

On motion of Mr. Kinney,

The bill was laid over until February 26.

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

On motion of Mr. Kinney,

Laid over until February 26.

No. 170, A.,

A bill in relation to reinsurance and the transaction of business by fire insurance companies or associations authorized to do business in the state of Wisconsin,

Amendment offered.

Amendment adopted, and as amended, the bill was

Ordered engrossed and read a third time.

No. 177, A.,

A bill to appropriate a certain sum to the Wisconsin state firemen's association,

Re-referred to the committee on Claims.

No. 282, A.,

A bill to require railroad corporations and corporations operating street railroads, to report accidents happening at highways and street intersections, by reason of the operating of trains and cars thereon,

Amendment offered.

Amendment adopted, and the bill, as amended, was

Ordered engrossed and read a third time.

No. 318, A.,

A bill to encourage the production of beet sugar in the state of Wisconsin, by exempting factories, plants and other property, real or personal, from taxation for a term of years,

Amendment offered.

Amendment adopted, and the bill, as amended, was

Ordered engrossed and read a third time.

No. 69, A.,

A bill to prohibit legislative lobbyists from attempting to personally influence the vote of members of the legislature and prescribing the penalty therefor,

Indefinitely postponed.

No. 323, A.,

A bill providing for the distribution of a history of the Standard Oil company and an article concerning the United States senate to county superintendents and superintendents of city and village schools and teachers, and providing for the expense thereof,

Indefinitely postponed.

No. 344, A.,

A bill to amend section 440 of the Wisconsin statutes of 1898, as to the choice and change of text books in schools,

Indefinitely postponed.

No. 460, A.,

A bill to amend subdivision 5, section 2014 of the Wisconsin statutes of 1898, relating to mutual loan and building associations,

Indefinitely postponed.

ADJOURNMENT.

On motion of Mr. Barker,
The assembly adjourned until February 23, at 8:45 o'clock
p. m.

MONDAY, FEBRUARY 23, 1903.

8:45 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Arneman, Bartlett, Bartzen, Benson, Bradford, Brittan, Chandler, Cosgrove, Cowling, Crowley, Dixon, Donald, Doolittle, Dudgeon, Ekern, Evans D., Jr., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hodgins, Irvine, Johnson Henry, Johnstone, Kehrein, Kern, Kimball, Koch, La Du, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Peterson, Potter, Rakow, Rankl, Reed, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Tarrell, Thompson, Valentine, Waterman, Westfahl, White, Whitson and Mr. Speaker—60.

Absent—Messrs. Andrew, Barker, Becker, Beedle, Braddock, Breitwisch, Cady, Carberry, Carpenter, Coffland, Dahl, Dinsdale, Douglas, Evans E. W., Frear, Hartung, Hassa, Johnson F., Johnson Thos., Karel, Kinney, Lang, Lane, Le Roy, Morris, Osborn, Price, Ray, Rupp, Smalley, Strong, Szymarek, Terens, Thiesenshusen, Thoreson, Timlin, Verbeck, Wallrich, Williams and Willott—40.

Absent with leave—Mr. Price—1.

LEAVE OF ABSENCE

Was granted

To Mr. Le Roy until Wednesday morning

To all absent members for this session.

ADJOURNMENT.

On motion of Mr. Bradford,

The assembly adjourned.

TUESDAY, FEBRUARY 24, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Benson, Braddock, Bradford, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dixon, Donald, Doolittle, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Terrell, Thompson, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—75.

Absent—Messrs. Barker, Becker, Beedle, Breitwisch, Carberry, Dinsdale, Douglas, Evans E. W., Hartung, Hassa, Lang, Lane, Le Roy, Morris, Osborn, Price, Rupp, Smalley, Strong, Terens, Thiessenhusen, Thoreson, Timlin, Wallrich and Willott—25.

Absent with leave—Messrs. LeRoy and Price—2.

LEAVE OF ABSENCE

Was granted:

To Messrs. Breitwisch and Rupp indefinitely.

To Messrs. Barker, Becker, Beedle, Douglas, Evans E. W., Hartung, Hassa, Lane, Smalley, Szymarek, Thiessenhusen, Timlin, Wallrich and Willott for this session.

CORRECTIONS TO THE JOURNAL.

The journal of February 23 was approved.

RESOLUTIONS INTRODUCED.

By Mr. Gilman:

Res. No. 20, A.

Resolution granting use of assembly chamber Wednesday evening, February 25, 1903, for a lecture by Prof. J. C. Freeman.
Adopted.

By Mr. Cady:

Res. No. 21, A.,

Resolution increasing the number of members on Dairy and Food committee from nine to ten members.

The rules were suspended, and

Res. No. 21, A., adopted.

By Mr. Westfahl:

Res. No. 22, A.,

A resolution directing sergeant-at-arms to cause to be printed two hundred additional copies of bill No. 133, A.

Adopted.

COMMITTEE APPOINTMENTS.

The speaker appointed Mr. Rakow a member of the committee on Dairy and Food, to fill the position created by Res. No. 21, A.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Public Lands:

No. 615, A.,

A bill to better provide for the care and safety of the records in the state land office.

To committee on Public Lands.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 10, A.,

A bill to enable cities to pay salaries to their mayors,

No. 63, A.,

A bill relating to habitual criminals and providing a penalty therefor,

No. 110, A.,

A bill to make abandonment of wife or child a crime and to increase the punishment therefor,

No. 208, A.,

A bill to make the requirements for a guardian's bond regarding sureties, uniform with the requirements of administrators' and executors' bonds, and amendatory of section 3966 of the Wisconsin statutes of 1898, as amended by section 44, of chapter 351 of the laws of 1899,

No. 292, A.,

A bill to repeal section 4543c of the Wisconsin statutes of 1898, relating to expenses of candidates in election,

Has had said bills under consideration, and has instructed me to report the same back with the recommendation that they be each, severally, indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Bills on their Third Reading, to whom was referred:

No. 169, A.,

A bill to amend section 2331 of the statutes of 1898, relating to persons authorized to solemnize marriages,

No. 207, A.,

A bill to prohibit the use of the public highways for camping purposes without permission and fixing a penalty therefor,

Has had the same under consideration, and with verbal corrections has instructed me to report the same as severally correct.

No. 414, A.,

A bill to prohibit accident and health insurance without a license,

Has examined the same, and has instructed me to report the same as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in
Jt. Res. No. 5, A.,
Agreeing to a proposed amendment to constitution.
Has passed, and asks concurrence in,
No. 337, S.,
A bill relating to the terms of circuit judges.

SENATE MESSAGE CONSIDERED.

No. 337, S.,
Read first and second times, and
Referred to the committee on Judiciary.

BILLS READY FOR A THIRD READING.

No. 45, A.,
A bill relating to the examination of applicants for admission
to the bar and amendatory of section 2586 of the statutes of
1898.

Amendment offered.

Amendment adopted, and bill, as amended,

Passed.

No. 90, A.,
A bill amendatory of section 2296 of the statutes of 1898, re-
lating to certificate of proof and record.

Passed.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 101, A.,
A bill to restrict the suicide clause when used in life insur-
ance policies, and to prescribe the practice in actions arising
from suicide of the insured,

On motion of Mr. Cady,

Laid over until February 25.

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of section 1941—1 of the Wisconsin statutes of 1898.

Laid over until February 25.

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses.

Ordered engrossed and read a third time.

No. 284, A.,

A bill to amend section 1748 of the Wisconsin statutes of 1898, relating to the mortgage of franchise.

Amendment offered.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 387, A.,

A bill relating to the formation of life and accident insurance corporations under section 1947 of Wisconsin statutes of 1898.

Laid over until February 25.

MOTIONS CONSIDERED.

On motion of Mr. Ainsworth,

Bill No. 59, S., was returned to the clerk's desk and re-referred to the committee on Agriculture.

On motion of Mr. Whitson,

The assembly took a recess until 8 o'clock p. m.

EVENING SESSION.

8 O'CLOCK P. M.

The assembly met.
The speaker in the chair.

LETTERS AND PETITIONS.

By Mr. Coffland:

Pet. No. 51, A.,

Petition signed by W. H. Pier and sixty-six others, against the repeal of chapter 188, laws of 1901.

To committee on Education.

By Mr. Root:

Pet. No. 52, A.,

Petition of 37 members of the Y. M. C. A., of Racine, Wis., against the passage of a bill to amend or modify the anti-pool law.

To committee on State Affairs.

By Mr. Barker:

Pet. No. 53, A.,

Petition of the Methodist Ministers' Association of Milwaukee.

To committee on State Affairs.

By Mr. Koch:

Pet. No. 54, A.,

A petition by T. F. Ackerman and ninety others, asking for an appropriation to the eastern Wisconsin firemen's association.

To committee on State Affairs.

Pet. No. 55, A.,

Address of the Hon. the Justices of the Supreme Court regarding inadequacy of their present quarters.

To committee on Judiciary.

RESOLUTIONS INTRODUCED.

By Mr. Arneman:

Res. No. 23, A.,

Resolution authorizing the printing of 200 additional copies of bill No. 88, A.

Resolved, That the sergeant-at-arms be and he is hereby directed to cause to be printed 200 additional copies of bill No. 88, A., relating to education.

Adopted.

By Committee on Judiciary:

Jt. Res. No. 13, A.,

Joint resolution providing for the appointment of a joint committee of seven to consider the address of the honorable justices of the supreme court relating to the inadequacy of the present quarters of said court, to investigate said matter and report their conclusions to both branches of the legislature.

WHEREAS, A communication has been received from his excellency, the governor, transmitting to the assembly an address received by him from the honorable the justices of the supreme court, respecting the present quarters provided for use by them in the performance of their official duties, for the state law library, the librarian and his assistants, and for the officers of the court, and suggesting for reasons of a public nature the inadequacy thereof; and

WHEREAS, A careful consideration by the legislature of the subject referred to in such address is recommended by the governor and is due to so important a matter; now, therefore, be it

Resolved by the assembly, the senate concurring, That a joint committee of seven, consisting of four on the part of the assembly and three on the part of the senate, be appointed to take such subject under consideration, to fully investigate the same, and to report their conclusions to both branches of the legislature as soon as practicable, together with an appropriate bill, if in the judgment of the committee one shall seem proper or necessary, in order that the subject may be effectively dealt with.

Laid over.

REPORTS OF COMMITTEES.

The committee on Corporations, to whom was referred:

No. 521, A.,

A bill to amend section 1803 of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be referred to the committee on Railroads.

IRA B. BRADFORD,

Chairman.

No. 521, A., was re-referred to the committee on Railroads.

The committee on Lumber and Mining, to whom was referred:

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin,

No. 290, A.,

A bill to authorize and empower the Antigo island club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bills do severally pass.

HENRY JOHNSON,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses,

No. 318, A.,

A bill to encourage the production of beet sugar in the state of Wisconsin, by exempting factories from taxation for a term of years,

No. 170, A.,

A bill in relation to reinsurance and the transaction of business by fire insurance companies or associations authorized to do business in the state of Wisconsin,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

G. KINNEY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 178, A.,

A bill amendatory of section 789 of the statutes of 1898, relating to special town meetings,

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court and to provide for elections to fill vacancies in the office of justice of the supreme court,

Has had said bills under consideration, and has instructed me to report the same back with the recommendation that said bills do severally pass.

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a

substitute bill, and with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 461, A.,

A bill requiring mutual fire insurance companies to make statements of their financial condition at their annual meeting,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be indefinitely postponed.

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

N. E. LANE,
Chairman.

The committee on Judiciary, to whom was referred:

The executive communication from Governor Robert M. La-Follette under date of February 12, 1903, relative to documents presented to the executive by the honorable judges of the supreme court of the state of Wisconsin, together with said documents and the communication from said honorable judges, also the communication from Hon. John R. Berryman, state librarian, also Frederic K. Conover, supreme court reporter,

Has had the same under consideration, and has instructed me to report the same back for the consideration of the assembly, with a joint resolution, and with the recommendation that said joint resolution be adopted.

FRANK A. CADY,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 11, A.,

A bill to detach certain territory from the town of Grantsburg, in Burnett county, and to create the town of Anderson.

No. 199, A.,

A bill to amend section 1 of chapter 22 of the laws of 1901, entitled, An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies.

COMMITTEE CHANGES AND APPOINTMENTS.

Mr. Morris resigned as a member of the committee on Finance, Banks and Insurance.

The chair accepted Mr. Morris' resignation.

The speaker appointed Mr. Waterman to fill the vacancy on the committee on Finance, Banks and Insurance caused by the resignation of Mr. Morris.

ADJOURNMENT.

On motion of Mr. Strong,
The assembly adjourned.

WEDNESDAY, FEBRUARY 25, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandier, Cofland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebis, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—95.

Absent—Messrs. Benson, Haderer, Price Rupp, and Timlin—5.

Absent with leave—Messrs. Price and Rupp—2.

LEAVE OF ABSENCE

Was granted

To Messrs. Haderer, Timlin and Ray indefinitely.

To Mr. Benson until February 27.

LETTERS AND PETITIONS.

By Mr. Brittan:

Pet. No. 56, A.,

A petition by ministers of Clinton, Wisconsin, against the repeal of the anti-pool law,

To committee on State Affairs.

By Mr. Braddock:

Pet. No. 57, A.,

Petition of A. D. Polleys and other residents of Jackson county, in favor of bill No. 77, A., relating to sale of intoxicating liquors.

To committee on State Affairs.

By Mr. Braddock:

Pet. No. 58, A.,

Petition of residents of Jackson county, in favor of bill No. 104, A., relating to church insurance companies.

To committee on Finance, Banks and Insurance.

By Mr. Thos. Johnson:

Pet. No. 59, A.,

Petition against bill No. 268, A., a bill to authorize the La Crosse and Northern Railway Co. to build and maintain a dam, etc., across Black river.

To committee on Lumber and Mining.

REPORTS OF COMMITTEES.

The committee on Engrossed Bills, to whom was referred:

No. 282, A.,

A bill to require railroad corporations and corporations operating street railroads or electric lines, to report accidents happening at highways and street intersections, by reason of the operating of trains and cars thereon,

No. 284, A.,

A bill to amend section 1748 of the statutes of 1898, relating to powers conferred on corporations,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 282, A., and 284, A., were severally referred to the committee on Bills on their Third Reading.

The committee on State Affairs, to whom was referred:

No. 100, A.,

A bill to register and regulate the using of automobiles and other motor vehicles on the public highway of the state,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the words "one dollar" where they occur in the third line of section 1 of the printed bill, and substitute in lieu thereof the words, "five dollars"; also in the fifth line of said section 1 insert after the word "person" the words "and license number."

Also amend section 2 of said bill by inserting after the word "Signal" where it occurs in the second line of printed bill, the words "such signal to be given by driver of such automobile or motor vehicle upon approaching from either direction, any other conveyance."

Also amend section 3 of printed bill by striking out at end of first line and beginning of second line of printed bill the phrase, "by putting up the hand." Also in the 4th line of said section insert after the word "said" the words, "horse or horses."

Also amend section 4 of said bill by striking out the words, "separate initials of the owner's name" where they occur in the 8th line of said section in printed bill, and substitute in lieu thereof the words, "number or numbers of such license." Further amend section 4 by striking out the word "letters" where it occurs in the 8th line of printed bill. Also by striking out the words, "forming such initials" where they occur in the 9th line of said section 4 in printed bill and substitute in lieu thereof the word "same."

Also amend section 5 of said bill by striking out all of the third line of said printed section and substitute in lieu thereof the words, "be not less than five dollars nor more than twenty-five dollars and costs of such action."

And with the recommendation that when so amended the bill do pass.

No. 433, A.,

A bill to amend section 1299i of chapter 52 of Wisconsin statutes of 1898, relating to temporary logging highways,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

The committee on Judiciary, to whom was referred:

No. 304, A.

A bill to encourage the acquisition of homes by persons of moderate means,

No. 317, A.,

A bill to amend section 1 of chapter 38 of the laws of 1901, entitled, "An act prescribing the duty of notaries public,"

No. 79, A.,

A bill amending section 4445 of the Wisconsin statutes of 1898, by increasing the punishment for certain offenses therein named and subdividing said section,

No. 510, A.,

A bill requiring the county board of supervisors of each county to furnish and provide at each county seat an office for the district attorney of said county and to provide light and fuel for said office so provided,

No. 511, A.,

A bill authorizing the public authorities of any town, city or village which has provided suitable places for the keeping and support of a public pauper to cause the arrest and punishment of said pauper for running away from said place and for his summary return thereto on the application of said public authorities,

No. 280, A.,

A bill relating to the statute of limitation of actions on interest coupons, warrants and notes, and amendatory of subdivision 2 of section 4222 of chapter 177 of the statutes of 1898,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY

Chairman.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 13, A.,

Joint resolution providing for the appointment of a joint committee of seven to consider the address of the honorable justices of the supreme court relating to the inadequacy of the present quarters of said court, to investigate said matter and report their conclusions to both branches of the legislature.

Adopted.

BILLS READY FOR A THIRD READING.

No. 169, A.,

A bill to amend section 2331 of the statutes of 1898, relating to persons authorized to solemnize marriages.

Passed.

No. 207, A.,

A bill to prohibit the use of the public highways for camping purposes, without permission, and fixing a penalty therefor.

Passed.

No. 414, A.,

A bill to prohibit accident and health insurance without a license.

Passed.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies, and to prescribe the practice in actions arising from suicide of the insured.

Amendment offered in the form of a substitute.

Substitute adopted.

Amendment to original bill offered.

On motion of Mr. Cady,

The bill, substitute and amendment were re-referred to committee on Finance, Banks and Insurance.

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of section 1941—1 of the Wisconsin statutes of 1898.

Amendment offered in the form of a substitute.

Substitute adopted and the bill, as amended,

Ordered engrossed and read a third time.

No. 178, A.,

A bill amendatory of section 789 of the statutes of 1898, relating to special town meetings.

Franklin Johnson offered the following amendment:

Amend section 1 of 178, A., by striking out the following words in line 6 of said section "at least three weeks" and insert in lieu thereof "not less than three weeks nor more than four weeks."

Amendment rejected.

Original bill ordered engrossed and read a third time.

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin,

No. 290, A.,

A bill to authorize and empower the Antigo island club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin,

No. 387, A.,

A bill relating to the formation of life and accident insurance corporations under section 1947 of Wisconsin statutes of 1898, Substitute with amendment to title offered.

Substitute adopted.

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court and to provide for elections to fill vacancies in the office of justice of the supreme court,

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes,

Were severally ordered to engrossment and a third reading.

No. 10, A.,

A bill to enable cities to pay salaries to their mayors,

No. 63, A.,

A bill relating to habitual criminals and providing a penalty therefor,

No. 110, A.,

A bill to make abandonment of wife or child a crime and to increase the punishment therefor,

No. 208, A.,

A bill to make the requirements for a guardian's bond regarding sureties, uniform with the requirements of administrators' and executors' bonds, and amendatory of section 3966 of the Wisconsin statutes of 1898, as amended by section 44, of chapter 351 of the laws of 1899,

No. 461, A.,

A bill requiring mutual fire insurance companies to make statements of their financial condition at their annual meetings,

Were severally indefinitely postponed.

No. 292, A.,

A bill to repeal section 4543c of the Wisconsin statutes of 1898, relating to expenses of candidates in election.

On motion of Mr. Kern,

Was laid over until February 27.

The chair acknowledged the receipt of a gavel from the engineering department of the University of Wisconsin.

Upon motion of Mr. Williams,

The assembly took a recess until 7 o'clock p. m.

EVENING SESSION

7:00 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

MOTIONS CONSIDERED.

Mr. Lane moved to reconsider the vote by which bill No. 567, A., was ordered engrossed and read a third time.

The motion carried.

Mr. Lane moved to amend bill No. 567, A., as follows:

Insert the words "to any one person" after the word insurance where it occurs the first time in the fifth line of the printed bill.

Amendment adopted, and

No. 567, A., as amended, ordered engrossed and read a third time.

On motion of Mr. Carpenter, bill No. 59 A., was recalled from the committee on Charitable and Penal Institutions and referred to committee on Judiciary.

Mr. Cady moved to reconsider the vote by which bill No. 10, A., was indefinitely postponed.

The motion carried.

No. 10, A., was laid over until February 26.

REPORTS OF COMMITTEES.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 211, A.,

A bill to amend section 1943 of the Wisconsin statutes of 1898 relating to policies of fire insurance

Has had the same under consideration and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 541, A.,

A bill to provide for an accounting to policy holders of life insurance companies.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

N. E. LANE,
Chairman.

The committee on Engrossed Bills, to whom was referred:

N 178, A.,

A bill amendatory of section 789 of the statutes of 1898, relating to special town meetings,

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes,

No. 387, A.,

A bill to amend section 1947 of the statutes of 1898, relating to the organization of life insurance companies and their authority to do business,

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, "An act to authorize George W. Volk and others, to erect and maintain a dam across Oconto river, in Oconto county, Wisconsin,

No. 290, A.,

A bill to authorize and empower the Antigo Island club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river, in Oneida county, Wisconsin,

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of section 1941—1, Wisconsin statutes of 1898,

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court, and to provide for elections to fill vacancies in the office of justice of the supreme court,

Has had the same under consideration and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 178, A., 614, A., 151, A., 193, A., 367, A., and 422, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Bills on their Third Reading, to whom was referred:

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses,

No. 170, A.,

A bill in relation to reinsurance and transaction of business by fire insurance companies or associations authorized to do business in the state of Wisconsin,

Has had the same under consideration, and with verbal corrections, has instructed me to report the same back as correct.

No. 318, A.,

A bill to encourage the production of beet sugar in the state Wisconsin, by exempting factories from taxation for a term of years,

No. 282, A.,

A bill to require railroad corporations and corporations operating street railroads or electric lines to report accidents happening at highways and street intersections, by reason of operating of trains and cars thereon,

No. 284, A.,

A bill to amend section 1748, of the statutes of 1898, relating to powers conferred on corporations,

Has had the same under consideration, and has instructed me to report the same back as correct.

F. H. LORD,
Chairman.

REPORT OF COAL COMMITTEE.

To the Legislature of Wisconsin:

Your joint committee, appointed by the legislature, under joint resolution number 6, S., to make a full investigation of the shortage of coal in this state, beg leave to report:

That we met and organized for the work January 27 1893. On motion the committee repaired to Milwaukee, where we held an examination of witnesses on January 30 and 31. We examined the principal coal dealers in Milwaukee, together with the officers of the leading railways of the state, the superintendent of poor and the superintendent of charities of Milwaukee.

On returning to Madison we completed the taking of testimony by examining the coal dealers of Madison, Superior, Ashland, Bayfield and other places. Some thirty-four witnesses in all were examined, their testimony covering about five hundred pages of typewritten matter on the following points:

First—Is there a shortage of coal in the state?

From the evidence given by the coal dealers we find that there is a shortage of about 600,000 tons of anthracite coal in this state this year, as compared with the average of other years.

Second—The shortage is due primarily to the strike in the anthracite region, which covered a period from May 12 to October 24, 1902, during which time no hard coal was mined, and but little could be transported by water after mining was resumed; this caused a shortage of 22,000,000 tons. The railroads connecting with the mines were unable to remove sufficient coal from the mines to meet the demand, due to the shortage of motive power and cars.

Third—The price of hard coal is regulated by the producers through their agents. The producers fix the price at which their agents (whether salaried or on commission) are to sell coal to the dealer. The dealer usually fixes the price to the consumer, which varies from seventy-five cents to a dollar and a half per ton over the wholesale price. The highest price charged by retailers for handling a ton of coal was a dollar and sixty-five cents. From this should be deducted dockage, delivery, office expense, etc., etc.

Fourth—The testimony of the independent coal dealers shows very clearly that the combined mine owners discriminate against the independent coal dealers. One of the independent dealers stated on the witness stand that he could not get any coal from the combination and the independent coal dealers raised the price of hard coal above the normal price partly because they could not supply the demand and partly because they received higher bids in the open market. The same witness stated that he bought in the open market from the independent mine owners two hundred tons of hard coal for \$8.00 per ton at the mine, which cost him \$13.35 per ton delivered in Milwaukee, and he sold it for \$15.00 per ton in Milwaukee.

Fifth.—The price of hard coal in Milwaukee in May, 1902, was about \$7.00 per ton, and in January, 1903, \$9.25 per ton, shipped by water. While the independent mine owners raised the price of anthracite coal at the mines from \$2.85 in May to \$8.00 per ton in January, the miners of soft coal also raised their price at the Pennsylvania mines from \$1.30 in May to \$5.25 per ton in January. The combine raised the price of anthracite coal shipped by vessel to Ashland from \$8.00 per ton retail in May to \$11.50 in January. It is just to mention, however, that only a small part of this lot of coal sold as high as \$11.50.

Sixth—From the testimony of the witnesses from Superior, Milwaukee, Ashland, Bayfield and Madison, your committee finds that the shortage of coal in this state has caused great inconvenience to business and hardship to our citizens by the rise in the price of coal and fuel of all kinds, and has cost our citizens many thousands of dollars more for their fuel.

Seventh—We find from the investigation that the railroads of Wisconsin are in no way to blame for the conditions that exist; and have at all times given cars loaded with coal the right of way over their lines.

Eighth—From the opinion of witnesses your committee believes that there is an understanding between mine owners and railroads connected with the anthracite mines to establish a uniform price for hard coal, and from time to time their agents receive from them the price at which hard coal shall be sold for in the state. There was a rise of ten cents per ton each month

from May to November, 1902, and after the resumption of mining a further advance of fifty cents per ton was made.

Ninth—Much has been said about the great suffering among the people of Milwaukee owing to the shortage of coal. While the committee does not desire to express an opinion on the foregoing statements yet it is fair to state that the testimony shows that there has been no suffering in the city of Milwaukee, and the superintendents of charities both testified that they have been able to supply every demand, and that there has been no more suffering this year than last in that city. The evidence shows that at no time has there been a request refused in the city for soft coal.

Tenth—Much criticism has been indulged in regarding the Wisconsin men who were indicted in Chicago. We have had the vice president and a member of the board of directors of the coal dealers' association of Wisconsin and Illinois before us. After making a thorough examination of the witnesses we find from their evidence that the association is formed mainly for social purposes. They have a membership of nine hundred and the annual dues are five dollars. From the evidence your committee can see no harm done the public by this organization, as the association has nothing to do with the fixing of the price of coal or the quantity to be sold.

RECOMMENDATION.

Your committee would therefore recommend, That such legislation be enacted as will compel the mine owners doing business in this state to report to the secretary of state the cost of hard coal on the docks of the state and at the mines and the cost of transportation from the mines to the docks and the selling price, together with a true statement of the amount of hard and soft coal on hand in the state, on the first day of May, August and November of each year.

Respectfully submitted,

J. J. MCGILLIVRAY,
Chairman;
A. H. DAHL,
JOSEPH F. MARTIN,
HENRY JOHNSON,
J. A. BRITTAN,
A. E. SMITH,
W. C. NORTH,
C. C. ROGERS,
F. C. WESTFAHL, JR.,
Committee.

Ordered spread upon the pages of journal without reading.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks, the concurrence of the assembly in,

No. 156, S.,

A bill to amend section 2769 of chapter 125 of the statutes of 1898, relating to garnishment,

No. 165, S.,

A bill relating to property exempt from taxation, and amendatory of subsection 2 of section 1038 of the statutes of 1898,

No. 330, S.,

A bill relating to property exempt from taxation and amendatory of section 1038 of the statutes of 1898.

Has concurred in

No. 33, A.,

A bill to amend section 1 chapter 439, laws of Wisconsin, 1901, relating to second grade certificates.

Has non-concurred in

No. 16, A.,

A bill relating to the appointment of guardian for non-resident and absent persons, and amendatory of section 3980 of chapter 170 of the statutes of 1898.

SENATE MESSAGE CONSIDERED.

Bill No. 156, S.,

Was read a first and second times and referred to the committee on Judiciary.

Bills Nos. 330, S., and 165, S.,

Were read a first and second times and referred to the committee on Assessment and Collection of Taxes.

EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN,

Executive Chamber.

MADISON, February 24, 1903.

To the Honorable, the Legislature of Wisconsin:

I have the honor to submit the following report of paroles and pardons granted by me during the term beginning the first Monday in January, 1901, and ending on the first Monday in January, 1903, together with my reasons as required by section

6, article V of the constitution of the state of Wisconsin. No reprieves or commutations of sentence have been granted during said term.

**PARDONS TO RESTORE TO CITIZENSHIP AFTER EXPIRATION OF
SENTENCE.**

There have been granted seven pardons to restore to citizenship during the two years last past. In each case pardon was granted after the applicant had served out his term of sentence and had presented to the executive the endorsement of responsible citizens in the community in which he resides, clearly showing that he has led an upright and honorable life and conducted himself as a peaceable and law-abiding citizen from the time of his discharge from prison. These pardons to restore to citizenship have been granted as follows:

William F. Ingles, convicted before the municipal court for rock county on the 13th day of March, 1891, of the crime of larceny and sentenced to imprisonment in the state prison for the term of six months. Discharged from prison on expiration of sentence August 12, 1892. March 26, 1901, pardon granted to restore rights of citizenship.

William Krim, convicted before the circuit court for Ashland county on the 14th day of May, 1900, of the crime of larceny and sentenced to imprisonment in the state prison for the term of one year. Discharged from prison on expiration of sentence on the 13th day of April, 1901.

November 29th, 1902, pardon granted to restore to rights of citizenship.

George W. Shafer, convicted before the circuit court for Dunn county, on the 25th day of September, 1899, of the crime of larceny, and sentenced to imprisonment in the state prison for the term of ten months. Discharged from prison on expiration of sentence June 27th, 1900. June 12th, 1901, pardon granted to restore rights of citizenship.

Douglas H. Tandy, convicted before the circuit court for Jefferson county on the 15th day of February, 1896, of the crime of embezzlement and sentenced to imprisonment in the state prison for the term of two years. Discharged from prison on expiration of sentence September 15th, 1897. March 24th, 1902, pardon granted to restore rights of citizenship.

Daniel S. Sutherland, convicted before the circuit court for St. Croix county on the 17th day of April, 1897, of the crime of rape and sentenced to imprisonment in the state prison for the term of fourteen years. Said sentence commuted on the 17th day of August, 1899, by Hon. Edward Scofield, governor of Wisconsin, to five years, so that the same expired on the said 17th day of January, 1901, and the convict was on that day discharged from prison. March 18th, 1902, pardon granted to restore rights of citizenship.

William H. Unke, convicted before the municipal court for Milwaukee county on the 30th day of November, 1897, of the

crime of larceny, and sentenced to imprisonment in the Milwaukee house of correction for the term of two years. Discharged from prison on expiration of sentence August 22, 1899. June 26th, 1902, pardon granted to restore rights of citizenship.

Frank Dekeuster, convicted before the circuit court of Brown county on the 28th day of June, 1899, of the crime of embezzlement and sentenced to imprisonment in the state prison for the term of one year. Discharged from prison on expiration of sentence May 28, 1890. August 1st, 1902, pardon granted to restore rights of citizenship.

In each of the foregoing cases pardon after expiration of sentence to restore citizenship has been granted only when the applicant has, since his discharge from prison, given such evidence of reformation in character as to warrant the belief that he will thereafter lead an honest and upright life. It must ever be expected as possible that the members of a community in which such a discharged convict resides, and upon whose testimonials of good conduct such executive action is based, may be mistaken in their judgment respecting the reformation of the petitioner. Yet, when he has fully expiated his crime, and manifested a purpose to win the respect of all worthy citizens, it is submitted that he is entitled to such a public recognition of his efforts as shall aid to establish him in his good resolutions.

PAROLES OR CONDITIONAL PARDONS FROM THE MILWAUKEE COUNTY HOUSE OF CORRECTION.

Seven paroles have been granted from the Milwaukee county house of correction during the two years ending on the first Monday in January, 1903. Of these paroles five were granted in cases where the applicant was under sentence for the offense of abandonment of family; one was granted where the applicant was under sentence for the offense of vagrancy, and one where the applicant was under sentence for the crime of embezzlement. Paroles were granted in each of these cases upon the condition and for the reasons hereinafter stated.

Robert Hoffman, convicted before the district court of the city of Milwaukee on the 17th day of January, 1902, of the crime of abandonment and sentenced to imprisonment in the Milwaukee house of correction for the term of nine months. February 11th, 1902, parole granted upon the express condition that the said Robert Hoffman abstain absolutely from the use of intoxicating beverages, and that in the future he support, care for, and maintain his family, and in all things conduct and demean himself as a peaceable and law-abiding man. Otherwise, and upon due proof of the violation of any of the conditions of said parole, the same to be revoked and the said Robert Hoffman remanded to the custody of the proper officer to serve out said sentence as provided by law.

Terrence McBennett, convicted before the district court of the city of Milwaukee on the 26th day of November, 1901, of the crime of abandonment, and sentenced to imprisonment in the Milwaukee house of correction for the term of nine months. March 13th, 1902, parole granted upon the express condition that the said Terrence McBennett abstain absolutely from the use of intoxicating beverages and in the future support, care for and maintain his family, and in all things conduct himself as a peaceable and law-abiding citizen. Otherwise, and upon due and sufficient proof of the violation of any of the conditions of said parole, the same to be revoked, and the said Terrence McBennett remanded to the custody of the proper officer to serve out said sentence as provided by law.

William F. Schneider, convicted before the district court of Milwaukee county on the 1st day of November, 1901, of the crime of abandonment and sentenced to imprisonment in the Milwaukee house of correction for the term of nine months. April 19th, 1902, parole was granted upon the express condition that the said William F. Schneider abstain absolutely from the use of intoxicating beverages; that he shall treat his wife and children with the kindness and consideration becoming a husband and father, and shall maintain, care for and support said wife and children; that in the future he shall conduct and demean himself as a peaceable and law-abiding man. Otherwise, and upon due and sufficient proof of the violation of any of the conditions of this parole, the same will be revoked, and the said William F. Schneider remanded to the custody of the proper officer, to serve out said sentence as provided by law.

Charles A. Reuss, convicted before the district court of Milwaukee county on the 28th day of January, 1902, of the crime of abandonment and sentenced to imprisonment in the Milwaukee house of correction for the term of nine months. May 27th, 1902, parole granted upon the express condition that the said Charles A. Reuss shall in the future support, care for and maintain his wife and children in a manner becoming their station in life, and shall treat them and each of them kindly, and otherwise conduct and demean himself as a peaceable and law-abiding man. Otherwise, and upon due and sufficient proof of the violation of any of the conditions of this parole, the same shall be revoked, and the said Charles A. Reuss remanded to the custody of the proper officer to serve out said sentence as provided by law.

Charles Tyre, convicted before the district court of Milwaukee county on the 13th day of November, 1901, of the crime of abandonment and sentenced to imprisonment in the Milwaukee house of correction for the term of one year. June 26th, 1902, parole granted upon the express condition that the said Charles Tyre abstain absolutely from the use of intoxicat-

ing beverages, and that in the future he support, care for and maintain his family and otherwise demean himself as a peaceable and law-abiding man. Otherwise, and upon due and sufficient proof of the violation of any of the conditions of this parole, the same to be revoked and the said Charles Tyre remanded to the custody of the proper officers to serve out said sentence as provided by law.

Paroles upon the conditions stated in each of the foregoing cases,—the applicant being under sentence for abandoning his family—were granted for the following reasons:

This offense is one more particularly against the home, and the purpose of the punishment is more especially to secure the support of the family. In each instance the direct cause of failure to support, and finally of abandonment, was the excessive use of intoxicating liquors. When confinement had freed the system from the effects of continued inebriation, and the better nature of the man asserted itself in a resolution to care for, and maintain his family, it seemed that the object sought by the statute had been attained. Longer separation from wife and children would tend to weaken the sense of obligation, the strength of which could only be determined and might be fostered on trial under a properly conditioned parole. For these reasons a parole and conditional pardon was granted in each of the five foregoing cases.

Matthew Quay, whose right name is Frank Hines, convicted before the district court of Milwaukee county on the 19th day of February, 1902, of the crime of vagrancy, and thereupon sentenced to imprisonment in the Milwaukee house of correction for the term of ninety days. April 19, 1902, parole granted upon the express condition that he abstain absolutely from the use of intoxicating beverages, and that in the future he conduct and demean himself as a peaceable and law-abiding citizen, otherwise, and upon due and sufficient proof of the violation of any of the conditions of this parole, the same to be revoked and the said Hines to be remanded to the custody of the proper officer to serve out said sentence as provided by law.

It appears that said Hines was arrested, and that while in an intoxicated condition and unable to testify in his own behalf or to give any intelligible account of himself or inform the court as to his own identity, he was sentenced to the house of correction as a vagrant.

It further appears from the facts presented to the executive, that he has been a resident of the city of Milwaukee continuously for eighteen years; that he had an account in a savings bank of that city; that he had not been intoxicated before for a period of some five years and was in fact an honest, industrious man and not a vagrant. For these reasons, he was, on the 16th day of April, aforesaid, released and paroled upon the conditions hereinbefore stated.

Marcus A. Fee, convicted before the municipal court for Milwaukee county on the 29th day of June, 1901, of the crime of embezzlement, and sentenced to the Milwaukee house of correction for the term of three years June 25th, 1902, parole was granted upon the express condition that the said Marcus A. Fee abstain absolutely from the use of intoxicating beverages; that he support, care for and maintain his family; that he conduct, demean and deport himself as an honest, upright, peaceable and law-abiding man, and that he report in writing quarterly upon the first day of every third month, for the space of one year next following the date of his said parole, to the executive of the state of Wisconsin, at his office in Madison, Wisconsin, his whereabouts, employment and occupation for the three months prior thereto. Otherwise and upon due and sufficient proof of the violation of any of the conditions of the said parole, the same will be revoked and the said Marcus A. Fee remanded to the custody of the proper officer to serve out said sentence, as provided by law.

The above parole and conditional pardon was granted for the reason that it appeared from the testimony in the case that Fee, who was an insurance agent, was convicted of a technical embezzlement of the funds of the complaining insurance company, as admitted by the general counsel of the company, "more through lax business methods than through criminal intent." The record makes it clear that under his agreement with the company, Fee was responsible for premiums belonging to the company collected by his sub-agents, as well as premiums collected by himself. That he transmitted all premiums which came into his hands, but at the date of the termination of his contract with the company, some moneys which had not been collected were still due the company.

The case was exceptional in that while the jury convicted Fee of embezzling a little over three hundred dollars, and the court imposed a sentence of three years, yet the complaining company, the company's counsel, the district attorney, the jury and the trial judge, all joined in urging or endorsing the pardon.

PARDONS OF CONVICTS UNDER SENTENCE IN STATE PRISON.

One parole and three pardons have been granted to convicts under sentence in the state prison at Waupun, during the term of my first administration. These pardons were granted unconditionally for the reasons which are hereafter set forth. No other paroles, conditional or unconditional pardons of convicts under sentence in the state prison have been granted since the first Monday in January, 1901, or during my term of office.

George Peterson, convicted before the county court of La Crosse county on the 13th day of May, 1902, of the crime of larceny and sentenced to imprisonment in the state prison for

the term of fifteen months. October 6th, 1902, parole was granted upon the express condition that said George Peterson abstain absolutely from the use of intoxicating liquors and otherwise conduct and demean himself as a peaceable and law-abiding man. Otherwise, and upon due and sufficient proof of the violation of any of the conditions of this parole, the same will be revoked and the said George Peterson remanded to the custody of the proper officer to serve out said sentence as provided by law.

It appeared from the investigation of the facts and circumstances surrounding this case, very questionable whether there was any intent to commit the crime of larceny for which Peterson was sentenced to the state prison. It seems that the young man, who had previously borne a good reputation, engaged in a drunken carouse with several companions in one of the saloons of La Crosse city. During the evening a pocketbook belonging to the bartender was picked up from the top of the bar, where it had been placed by the owner, and was passed in sport from one to another of those in the drinking party. Thereafter at his home young Peterson found the pocketbook in his outside coat pocket, exhibited it to his sister and other members of the family, stated to them that it had been picked up at the saloon and that he would go down and return it to the owner. He left the house to go directly to the saloon, but was arrested while on his way and at once taken into court, charged with the larceny of the pocketbook, a plea of guilty received from him without the advice of counsel, or the presence of the prosecuting attorney, and he was thereupon at once sentenced to fifteen month's imprisonment in the state prison at Waupun.

The value of the pocketbook was alleged to be twenty-five cents. It contained no money and nothing of value except a promissory note which the young man made no attempt to negotiate or raise money upon; The owner of the pocketbook avers, under oath, that he does not believe there was any intention upon the part of Peterson to steal the same, but that the whole affair in the saloon was a foolish attempt to perpetrate a joke.

Upon this statement of facts a parole was granted, conditioned upon the young man's absolutely abstaining from the use of intoxicating liquors.

Dick Bedell and Frank Bedell, convicted in the circuit court for Sauk county, on the first day of November, 1899, of the crime of horse-stealing, and sentenced to imprisonment in the state prison for the term of three years.

November 25th, 1901, absolute and unconditional pardon granted for the reasons following:

Dick Bedell and Frank Bedell were tried and convicted of stealing a team of horses on the 20th day of June, 1899. The conviction appears from the testimony in the case to rest mainly upon the evidence given by William Good, who claimed to

have met the Bedell brothers by previous arrangement a short distance from the barn whence the horses had just been stolen, receiving them from the Bedells, and driving them into another county, where he sold them; that on the night of June 24th, he returned and met Frank Bedell by appointment, and divided with him the money received from the sale of the horses.

This testimony was contradicted by the Bedells, who have always maintained their innocence of the charge, but certain conflicting statements in their evidence tended indirectly to lend some support to Good's story, and doubtless turned the balance against them in the minds of the jury. This want of agreement in the testimony of the two brothers was upon the precise time of Frank's arrival at home on the night of June 24th when Good claimed to have met him and divided the proceeds of the sale of the stolen horses with him. In and of itself such a discrepancy would probably not have been deemed important, but for Good's positive testimony.

After the conviction of the Bedells, Good was sentenced to a term in the Wisconsin state reformatory. Since his confinement at the reformatory, he has made a sworn statement, in the presence of the superintendent, that the Bedells were not implicated in stealing the horses at all, and that his testimony given upon the trial convicting them of the crime, was wholly false.

If true, this statement, relieving the Bedells of any complicity in the crime for which they are imprisoned, entitles them to absolute pardon. Doubt as to its truth was raised by the fact that after Good's confinement in the reformatory, and but a few months prior to making the statement he informed the district attorney who tried the case for the state that he had been offered inducements to make such a statement to be used in securing a pardon for the Bedell boys. The difficulty then presented was to determine which of Good's statements were true, the one to the district attorney or the one to the superintendent. This necessitated a careful analysis of all the testimony in the case and the affidavits filed upon the motion for a new trial in the circuit court, and a rigid and impartial examination of Good under circumstances best calculated to elicit the truth from him. The first task I performed; the second I entrusted to the Hon. Herman Grotphorst, a member of the state board of control—who was present at the trial of the case in the circuit court, though taking no part—and to the Hon. C. W. Bowron, superintendent of the reformatory.

Upon their report, and from my own investigation, I am fully convinced that Frank Bedell and Dick Bedell were neither of them implicated in any manner in the stealing of the horses for which they were tried and convicted; that Frank Bedell did not meet William Good, and did not receive any part or share of the proceeds of the sale of the stolen horses at the time and place sworn to by Good upon the trial, nor any time or place whatever; that, in

fact, Good was not at the place of such alleged meeting on the night of June 24th, 1899, but was in attendance upon a dance at the house of one Wernecke, in the town of Marion, Juneau county, more than twenty miles distant; that all of the testimony of William Good given upon the trial which connected Dick Bedell and Frank Bedell, or either of them, with the crime in question, whether directly or indirectly, was false and perjured testimony; that such testimony was given in anger and malice because Good had, or believed he had, a grievance against the Bedells, and desired to do them the greatest possible injury.

Andrew Dolan, convicted before the municipal court for Milwaukee county on the 19th day of May, 1900, of the crime of assault with intent to rob, and sentenced to imprisonment in the state prison for the term of ten years.

May 27th, 1902, absolute and unconditional pardon granted for the reason that the prison physician, after a series of careful examinations, gave it as his opinion that the prisoner was afflicted with consumption and could live but a short time. Dolan died a few days after the granting of the pardon.

Upon proof establishing like conditions, pardons have been uniformly granted by all executives without reference to the character of the applicant, or to the crime for which he is undergoing sentence. Law-abiding citizens can suffer no injury, nor can criminal classes receive any encouragement from extending executive clemency to one who is called for final judgment.

Respectfully submitted,

ROBERT M. LA FOLLETTE,

Governor.

Ordered spread upon the journal without reading.

ADJOURNMENT.

On motion of Mr. Chandler,
The assembly adjourned.

THURSDAY, FEBRUARY 26, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D. Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—94.

Absent with leave—Messrs. Benson, Haderer, Price, Ray, and Rupp, Timlin—6.

CORRECTIONS TO THE JOURNAL.

The journal of February 25 was approved.

COMMUNICATIONS TO THE LEGISLATURE.

Wisconsin State Tax Commission.

MADISON, February 16, 1903.

To Members of the Legislature:

The completed report of this commission is now ready for general distribution. Attention is invited to the additional matter contained in the completed report, viz.:

(1) A chapter relating to municipal taxation and form a uni system of fiscal accounts in cities.

(2) A table showing amounts of license fees paid by railroad and other corporations to the state for the years 1899-1902 inclusive.

(3) A series of financial statements showing the receipts and expenditures of the state for the past thirteen years.

(4) A series of tabular statements showing the amount of state taxes levied in each year for the same period.

(5) An appendix relating to mortgage taxation, being a reprint of bulletin No. 1 of the taxation department of the national civic federation.

(6) An alphabetical index to the entire report.

In the statements of state receipts and expenditures the figures for each year are given separately, with a summary and a comparative statement for the whole period following the last yearly statement. Prefixed to the whole is an explanatory statement showing the manner in which the statistics have been compiled and containing other related information. It has been sought to show only the receipts available to meet the actual expenses of the state and its various penal, charitable, reformatory and other institutions, and only the actual expenditures for those purposes, omitting all items pertaining to the capital of the several trust funds of the state, all items representing mere transfers from one fund to another and all other merely representative items, if any. The sources of receipts are shown and the purposes of expenditures are stated and classified. The object has been to exhibit the financial affairs of the state in such manner as will enable legislators and other investigators to ascertain the actual receipts and expenditures of the state, for the whole or any portion of the period mentioned, without working laborious and difficult calculations for himself. The statistics mentioned are designed, among other things, to aid the legislature in making estimates for the future needs of the state and in making out a state budget or general appropriation bill.

The statistics of state tax levies are given by years and show the various purposes for which the several levies are made in each year.

It is believed that a careful examination of these statistics

will demonstrate their importance and usefulness sufficiently to justify the considerable labor expended in compiling the same.

As before stated, the completed report is now ready for distribution throughout the state upon request from anyone desiring to read it. The commission will undertake distribution for members of the legislature, if desired, upon receipt of names and addresses of persons to whom copies are to be sent. This will avoid the occasional sending of duplicates to the same person. To the same end members of the assembly would do well to compare lists with the senator representing the same district, before submitting lists or sending out copies themselves. In this connection it is suggested that distribution be confined mainly to those who manifest a desire to read the report, by asking for it or otherwise. If this be not done, the limited quantity available for general distribution may be exhausted before all of those who desire to read are supplied.

If any member directing copies of the report to be sent out shall desire to have his name appear therein, by slip or otherwise, he may have it done by leaving printed slips or making other arrangement therefor with the secretary of the commission.

Respectfully,

WISCONSIN STATE TAX COMMISSION.

Read and ordered spread upon the pages of the journal.

LETTERS AND PETITIONS.

By Mr. Thompson:

Pet. No. 60, A.,

Petition of forty-one citizens of Dane county, asking for passage of bill No. 485, A., relating to preservation of fish in Dane county.

To committee on Fish and Game.

By Mr. Thompson:

Pet. No. 61, A.,

Petition of 34 citizens of Dane and Jefferson counties, asking for passage of bill No. 534, A., relating to fish-ways in dams, etc., on Koshkonong creek.

To committee on Fish and Game.

By Mr. Thompson:

Pet. No. 62, A.,

Petition of 82 citizens of Dane county, asking for passage of bill No. 485, A., relating to preservation of fish in Dane county.

To committee on Fish and Game.

By Mr. Thompson:

Pet. No. 63, A.,

Petitions of citizens of Dane and Jefferson counties, asking for passage of bill No. 534, A., relating to fishways in dams,, etc. on Koshkonong creek.

To committee on Fish and Game.

By Mr. E. W. Evans:

Pet. No. 64, A.,

Petition of Wm. Thomas and others, urging the passage of bill No. 104, A., providing for insuring of churches.

To committee on Finance, Banks and Insurance.

By Mr. Root:

Pet. No. 65, A.,

Petition by Charles Loop and seventy-two others, against the passage of the pool bill.

To committee on State Affairs.

By Mr. Franklin Johnson:

Pet. No. 66, A.,

Petition of H. T. Noyes and 19 other citizens of Merrimac, in favor of woman suffrage.

To committee on Privileges and Elections.

By Mr. Strong:

Pet. No. 67, A.,

Petition from common council of city of Ashland, relating to repeal of chapter 132, laws of 1901.

To committee on Railroads.

By Mr. Dinsdale:

Pet. No. 68, A.,

Petition of 180 citizens of Soldiers Grove, George H. Davidson and others, relating to a bill to licensing and regulating the profession of barbering.

To committee on Public Health and Sanitation.

By Mr. Franklin Johnson:

Pet. No. 69, A.,

Petition of Mrs. Vanderhoef and 32 other citizens of Merrimac, in favor of the anti-cigarette bill.

To committee on Public Health and Sanitation.

By Mr. Root:

Pet. No. 70, A.,

Petition by C. B. Willis and ninety-two others against the passage of the pool bill.

To committee on State Affairs.

RESOLUTIONS INTRODUCED.

By Mr. Karel:

Res. No. 24, A.,

Resolution authorizing printing of additional copies of bill No. 321, A.

Resolved, That the sergeant-at-arms be and he is hereby directed to cause to be printed 200 additional copies of bill No. 321, A., being a bill to establish a hospital for the treatment of pulmonary tuberculosis.

Adopted.

REPORTS OF COMMITTEES.

The committee on Public Health and Sanitation, to whom was referred:

No. 442, A.,

A bill to establish a hygienic laboratory in connection with the bacteriological department of the state university for the use of the state board of health, and to provide for an appropriation,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 441, A.,

A bill to provide for a contingent fund for the prevention of Asiatic cholera, small pox, bubonic plague and other dangerous contagious diseases, and to provide for an appropriation,

No. 464, A.,

A bill requiring town, city and village physicians in towns, cities and villages wherein there is operated a water works system, to analyze the water and make a monthly report thereof,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

E. W. WHITSON,
Chairman.

The committee on Agriculture, to whom was referred:

No. 179, A.,

A bill to amend section 1492 of the Wisconsin statutes of 1898, relating to the appointment, term and duties of the state veterinarian,

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisement of animals,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bills do severally pass.

R. AINSWORTH,
Chairman.

The committee on Judiciary, to whom was referred:

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146, of the laws of 1872, and to cure certain omissions in the organization thereof and adding section 1772b to the statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Insert after the word "more" where said word appears in the fourteenth line of the printed bill, the following words, "and shall shall record its original articles of incorporation or a copy thereof with the register of deeds of the county in which such corporation has its principal office and in case the said original articles of incorporation or a copy thereof cannot be obtained, a certificate from the secretary of state showing that no such articles nor a copy thereof can be found in his office."

And with the recommendation that when so amended said bill do pass.

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes, and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 191, A.,

A bill to grant immunity from punishment in cases of bribery, attempted bribery and soliciting a bribe, in certain cases,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 18, A.,

A bill requiring corporations to make reports to the secretary of state, and providing for the cancellation of articles of incorporation for failure to do so,

No. 113, A.,

A bill to amend section 4913 of the Wisconsin statutes of 1898, and to regulate sheriff's fees for conveying prisoners,

No. 159, A.,

A bill to amend section 1, of chapter 136, of the laws of Wisconsin for 1899, relating to the recovery of the value of the relief and support furnished under chapter 63 of the Wisconsin statutes of 1898,

No. 190, A.,

A bill to provide for the punishment of any public official soliciting a bribe,

No. 515, A.,

A bill to amend section 754 of the Wisconsin statutes of 1898, relative to district attorneys,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY,

Chairman.

BILLS READY FOR A THIRD READING.

No. 170, A.,

A bill in relation to reinsurance and transaction of business by fire insurance companies or associations authorized to do business in the state of Wisconsin.

Passed.

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses.

Passed.

No. 282, A.,

A bill to require railroad corporations and corporations operating street railroads or electric lines to report accidents happening at highways and street intersections, by reason of operating of trains and cars thereon.

Passed.

No. 284, A.,

A bill to amend section 1748, of the statutes of 1898, relating to powers conferred on corporations,

Passed.

No. 318, A.,

A bill to encourage the production of beet sugar in the state of Wisconsin, by exempting factories from taxation for a term of years,

The ayes and noes being demanded, the bill failed of passage.

The vote was as follows: Ayes, 37; noes, 56; absent or not voting, 7.

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartlett, Bradford, Carpenter, Cosgrove, Cowling, Donald, Douglas, Dudgeon, Finnegan, Gilman, Hartung, Hodgins, Irvine, Johnson F., Johnstone, Lang, Lane, Martin, Morris, Osborn, Reynolds, Sidler, Smalley, Smelker, Smith A. E., Stevens, Strong, Tarrell, Thiessenhusen, Thompson, Valentine, Wallrich, White and Willott—37.

Noes—Messrs. Andrew, Bartzen, Becker, Beedle, Braddock, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Dahl, Dinsdale, Dixon, Doolittle, Ekern, Evans D., Jr., Evans E. W., Frear, Fridt, Fritzke, Hamm, Hannifin, Hassa, Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Le Roy, Loeb, Lord, Miller, Moldenhauer, Morgan, Peterson, Potter, Rakow, Rankl, Reed, Root, Slade, Smith C. H., Szymarek, Terens, Thoreson, Verbeck, Waterman, Westfahl, Whitson, Williams and Mr. Speaker—56.

Absent or not voting—Messrs. Benson, Crowley, Haderer, Price, Ray, Rupp and Timlin—7.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 100, A.,

A bill to register and regulate the using of automobiles and other motor vehicles on the public highway of the state.

Amendment offered.

Amendment adopted.

On motion of Mr. Root,

Amended bill was re-referred to committee on Judiciary.

No. 10, A.,

A bill to enable cities to pay salaries to their mayors.

On motion of Mr. Cady,

Re-referred to committee on Judiciary.

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin.

Amendment offered by Mr. Thoreson as follows:

Amend section 2 of assembly bill No. 118, entitled, "A bill to authorize St. Croix Falls, Wisconsin, Improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river, at or near the village of St. Croix Falls, Polk county, Wisconsin," so that same shall read as follows:

Section 2. Said dam shall not exceed in height fifty feet above low water mark at the point where said dam is built, provided, however, that flash boards may be used to a height of not exceeding four (4) feet above the crest of said dam and

Provided always, that said dam shall have a sluice way or other fixture sufficient and so arranged as to permit the free passage of logs, timber and lumber around, through or over said dam without unreasonable delay or hindrance, and available at all times when said river is at a driving stage and there are logs, timber or lumber to be passed.

Provided further, that there shall be erected and maintained in or in connection with said dam a sufficient fishway so that the free passage of fish may not be obstructed.

The control of said dam, sluice way and other fixtures in connection therewith shall belong to said St. Croix Falls Wisconsin improvement company, its successors and assigns.

No. 211, A.,

A bill to amend section 1943 of the Wisconsin statutes of 1898, relating to policies of fire insurance.

On motion of Mr. Barker,

Re-referred to the committee on Finance, Banks and Insurance.

No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river,

No. 433, A.,

A bill to amend section 1299i of chapter 53 of Wisconsin statutes of 1898, relating to temporary logging highways,

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county,

No. 541, A.,

A bill to provide for an accounting to policy holders of life insurance companies,

Were severally ordered engrossed and read a third time.

No. 79, A.,

A bill amending section 4445 of the Wisconsin statutes of 1898, by increasing the punishment for certain offences therein named and subdividing said section,

No. 280, A.,

A bill relating to the statutes of limitations of actions on interest coupons, warrants and notes, and amendatory of subdivision 2 of section 4222, of chapter 177, of the statutes of 1898,

No. 304, A.,

A bill to encourage the acquisition of homes by persons of moderate means,

No. 317, A.,

A bill to amend section 1 of chapter 38 of the laws of 1901, entitled, "An act prescribing the duty of notaries public,"

No. 510, A.,

A bill requiring the county board of supervisors of each county to furnish and provide at each county seat an office for the district attorney of said county and to provide light and fuel for said office so provided,

No. 511, A.,

A bill authorizing the public authorities of any town, city or village which has provided suitable places for the keeping and support of a public pauper to cause the arrest and punishment of said pauper for running away from said place and for his summary return thereto on the application of said public authorities,

Were severally indefinitely postponed.

On motion of Mr. Williams,

The assembly took a recess to 8 o'clock p. m.

EVENING SESSION.

8:00 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

LETTERS AND PETITIONS.

By Mr. Dixon:

Pet. No. 71, A.,

A petition signed by Thomas Herdy and numerous others, of Racine, Wisconsin, in favor of the passage of No. 104, A., a bill relating to church insurance companies.

To committee on Finance, Banks and Insurance.

By Mr. Thompson:

Pet. No. 72, A.,

A petition of 103 citizens of Dane county, asking for the passage of bill No. 485, A., preservation of fish in Dane county.

To committee on Fish and Game.

By Mr. Thompson:

Pet. No. 73, A.,

A petition of 103 citizens of Dane and Jefferson counties, asking for the passage of bill No. 534, A., to provide for fish ways in dams on Koshkonong creek in Dane and Jefferson counties.

To committee on Fish and Game.

RESOLUTIONS INTRODUCED.

By Mr. Gilman:

Jt. Res. No. 14, A.,

Extending thanks of legislature to Prof. J. C. Freeman.

Resolved by the assembly, the senate concurring, That the thanks of the legislature be extended to Professor John C. Freeman for the excellent address which he delivered before us on the evening of February 25th, 1903.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Education:

No. 616, A.,

A bill amending section 578 of the Wisconsin statutes of 1898, relating to introduction of deaf mutes in villages and cities and the organization of schools therefor.

To calendar.

REPORTS OF COMMITTEES.

The committee on Education, to whom was referred:

No. 522, A.,

A bill relating to common schools and amendatory of section 475 of the Wisconsin statutes of 1898,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 516, A.,

A bill to amend section 702a of the Wisconsin statutes of 1898, relative to eligibility to the office of county superintendent of schools,

No. 576, A.,

A bill to provide for the permanent record and numbering of school districts,

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts, in the matter of providing and equipping school buildings,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they do severally pass.

JAMES JOHNSTONE,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river,

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

No. 433, A.,

A bill to amend section 1299i of chapter 52, of the Wisconsin statutes of 1898, relating to temporary logging highways,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 117, A., 118 A., 567, A., and 433, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Railroads, to whom was referred:

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers,

Has had the same under consideration and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended that the bill do pass.

C. W. GILMAN,

Chairman.

The committee on Cities, to whom was referred:

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for re-assessments of special taxes in certain cases in all cities of the first and second class in this state,"

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways; to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same do pass.

GEORGE RANKL,

Acting Chairman.

The committee on Military Affairs, to whom was referred:

No. 244, A.,

A bill to appropriate a certain sum of money to the first battery field artillery, Wisconsin national guard, to cover the extraordinary expenses required to properly maintain mounted organizations,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be favorably considered by the committee on Claims.

No. 253, A.,

A bill to appropriate a sum of money for a monument in the national cemetery at Andersonville, Ga., and to appoint commissioners,

Has had the same under consideration, and has instructed me to report the same back without recommendation.

A. E. SMITH,

Chairman.

Bills Nos. 244, A., and 258, A., severally referred to committee on Claims.

The committee on Education, to whom was referred:

No. 616, A.,

A bill amending section 578 of the Wisconsin statutes for 1898, relating to instruction of deaf mutes in villages and cities and the organization of schools therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

JAMES JOHNSTONE,

Chairman.

The committee on Bills on Third Reading, to whom was referred:

Substitute for No. 387, A.,

A bill to amend section 1947 of the statutes of 1898, relating to the organization of life insurance companies and their authority to do business,

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes,

No. 178, A.,

A bill amendatory of section 789 of the statutes of 1898, relating to special town meetings,

Has had the same under consideration, and with verbal corrections has instructed me to report the same back as correct.

No 422, A.,

A bill to submit to the people an amendment to the constitution relating to the number of justices of the supreme court, and to provide for elections to fill vacancies in the office of justice of the supreme court,

No. 290, A.,

A bill to authorize and empower the Antigo Island Club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin,

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, "An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin,"

Has examined the same, and has instructed me to report the same back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 143, S.,

A bill to authorize the city of Eau Claire to build and maintain a dam across the Chippewa river in the city of Eau Claire,

No. 94, S.,

A bill to authorize the attorney general to institute suit relative to school lands in Indian reservations.

SENATE MESSAGE CONSIDERED

Bill No. 143, S.,

Was read a first and second time, and

Referred to the committee on Mining.

Bill No. 94, S.,

Was read a first and second time, and

Referred to the committee on Judiciary

MOTIONS CONSIDERED.

On motion of Mr. Gilman,
Pet. No. 67, A.,

Was recalled from the committee on Railroads and referred to
the committee on Cities.

On motion of Mr. Douglas,

Bill No. 350, A., was returned to the clerk's desk.

ADJOURNMENT.

On motion of Mr. Peterson,
The assembly adjourned.

FRIDAY, FEBRUARY 27, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson, Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Koch, La Du, Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Rakow, Rankl, Reed, Reynolds, Root, Sidler, Slade Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker,—90.

Absent—Messrs. Dahl, Gilman, Haderer, Kinney, Potter, Price, Ray, Rupp, Terens and Timlin—10.

Absent with leave—Messrs. Haderer, Price, Ray, Rupp and Timlin.

LEAVE OF ABSENCE

Was granted

To Messrs. Gilman, Dahl and Willott until March 2.

CORRECTIONS TO THE JOURNAL

The journal of February 26 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Thomas Johnson:

Pet. No. 74, A.,

A petition from F. H. A. Nye and sixty-five others of West Salem and vicinity, against the passage of bill No. 356, A., permitting pool selling at fairs.

To committee on State Affairs.

By Mr. Stevens:

Pet. No. 75, A.

Petition of T. C. Longwell and seventy-nine others, of the business men of the city of Sparta, favoring the passage of bills Nos. 204, A., and 75, S., prohibiting the manufacture and sale of cigarettes.

To committee on Public Health and Sanitation.

By Mr. Thomas Johnson:

Pet. No. 76, A.,

A petition against bill No. 268, A., by W. B. Irvine and four others, authorizing the La Crosse & Northern Railway Co. to build and maintain a dam across Black river.

To committee on Lumber and Mining.

By Mr. Thomas Johnson:

Pet. No. 77, A.,

A petition by Casper Egglar and eighty-four other tax payers of the town of Shelby, La Crosse county, against the passage of bill No. 542, A., who believed that the intention of said bill, if it becomes a law, is to grant the city of La Crosse the right to locate their isolation hospital in said town of Shelby.

To committee on Cities.

RESOLUTIONS INTRODUCED.

By Mr. La Du:

Jt. Res. No. 15, A.,

Joint resolution authorizing Mr. Herman Miller to introduce a bill.

Adopted.

By Mr. Thompson:

Jt. Res. No. 16, A.,

Joint resolution requiring tax commissioners to investigate and report to the legislature within two weeks whether the lumbering, manufacturing, mining and other important industries of northern Wisconsin are paying their just share of taxes as compared with the taxable property of southern Wisconsin.

Resolved by the assembly, and senate concurring, That the tax commissioners be hereby respectfully requested to investigate and report to the present legislature, within the next two weeks, as to whether the lumbering, manufacturing and other important industries of northern Wisconsin are paying their just share of taxes, as compared with the taxable property of southern Wisconsin, and if in their judgment they find there is a necessity for reform in equalizing the taxable burdens, to suggest and recommend measures that would meet the requirements of the case so as to allow the present legislature to take prompt action in the matter,

To committee on Assessment and Collection of Taxes.

By Mr. Henry Johnson:

Res. No. 25, A.,

Resolution relating to the placing of daily calendar on desks of members.

Resolved, That the daily calendar be laid on members' desks no later than 8 o'clock a. m.

Mr. Barker moved to amend by striking out the words "8 o'clock a. m." and inserting in lieu thereof "8:45 a. m."

Amendment adopted.

Resolution, as amended, adopted.

REPORTS OF COMMITTEES.

The committee on Bills on Third Reading, to whom was referred:

No. 433, A.,

A bill to amend section 1299i of chapter 52 of the statutes of 1898, relating to temporary logging highways,

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of sections 1941—1, statutes of 1898,

Has examined the same, and with verbal corrections to the titles, has instructed me to report the same back as correct.

No. 118, A.,

A bill to authorize St. Croix Falls, Wisconsin, improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

No. 117, A.,

A bill to repeal chapter 224, of the laws of 1882, entitled "An act for the improvement of the St. Croix river,"

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

Has examined the same, and has instructed me to report them back correct.

F. H. LORD,
Chairman.

The committee on Enrolled Bills, to whom was referred:

Jt. Res. No. 5, A.,

A joint resolution agreeing to a proposed amendment to the constitution,

No. 33, A.,

A bill to amend section 1, chapter 439, laws of Wisconsin, 1901, relating to second grade certificates,

No. 199, A.,

A bill to amend section 1 of chapter 22, laws of 1901, entitled, An act to amend section 1951 of the Wisconsin statutes of 1898, in relation to investments by domestic life insurance companies,

Has had the same under consideration, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

The committee on State Affairs, to whom was referred:

No. 588, A.,

A bill providing for the examination of engineers and inspection of boilers,

No. 256, A.,

A bill to provide for the better protection of the lives of persons on board vessels plying upon the waters of the state of Wisconsin, and not subject to the laws of the United States, and making an appropriation therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 187, A.,

A bill to provide for the free use of certain public lands by high schools,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

BILLS READY FOR A THIRD READING.

No. 178, A.,

A bill amendatory of section 789 of the statutes of 1898, relating to special town meetings.

Passed.

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, "An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin."

Passed.

No. 290, A.,

A bill to authorize and empower the Antigo Island Club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin.

Passed.

No. 387, A.,

A bill relating to the formation of life and accident insurance corporations under section 1947 of Wisconsin statutes of 1898.

Passed.

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court and to provide for elections to fill vacancies in the office of justice of the supreme court.

The ayes and noes being demanded, the bill was passed: Ayes, 92; noes, none; absent or not voting, 8.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, [Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Rakow, Rankl, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—92.

Noes—None.

Absent or not voting—Messrs. Dahl, Gilman, Haderer, Potter, Price, Ray, Rupp and Timlin—8.

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes.

Passed.

BILLS READY FOR ENGROSSEMENT AND A THIRD READING.

No. 516, A.

A bill to amend section 702a of the Wisconsin statutes of 1898, relative to eligibility to the office of county superintendent of schools,

Mr. Cady moved the following amendment:

Strike out the word "Wisconsin" where said word appears in the title of said bill.

Further amend by striking out the word "Wisconsin" where it appears in the first line of section 1 of said bill.

Amendment adopted, and bill as amended, ordered engrossed and read a third time.

No. 191, A.,

A bill to grant immunity from punishment in cases of bribery, attempted bribery and soliciting a bribe, in certain cases,

On motion of Mr. Barker,

Re-referred to committee on Judiciary.

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146, of the laws of 1772, and to cure certain omissions in the organization thereof and adding section 1762b to the statutes of 1898.

Amendment offered by committee on Judiciary,

Amendment adopted, and bill, as amended;

Ordered engrossed and read a third time.

No. 464, A.,

A bill requiring town, city and village physicians in towns, cities and villages wherein there is operated a water works system to analyze the water and make a monthly report thereof.

On motion of Mr. Martiu,

Re-referred to committee on Public Health and Sanitation.

No. 292, A.,

A bill to repeal section 4543c of the Wisconsin statutes of 1898, relating to expenses of candidates in election.

The question being, Shall the bill be indefinitely postponed?

The ayes and noes being demanded, the assembly refused to indefinitely postpone the bill: Ayes, 37; noes, 55; absent or not voting, 8.

The vote was as follows:

Ayes—Messrs. Andrew, Braddock, Bradford, Cady, Carpenter, Chandler, Cosgrove, Cowling, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Johnson F., Johnson Henry, Johnstone, Kimball, Kinney, Koch, Lang, Lane, Loebs, Lord, Osborn, Smalley, Smelker, Stevens, Strong, Tarrell, Valentine, Verbeck, Wallrich, Whitson, Williams and Mr. Speaker—37.

Noes—Messrs. Ainsworth, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Carberry, Coffland, Crowley, Dinsdale, Dixon, Donald, Evans E. W., Fridd, Fritzke, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson Thos., Karel, Kehrein, Kern, La Du, Le Roy, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Rakow, Rankl, Reed,

Reynolds, Root, Sidler, Slade, Smith A. E., Smith C. H., Szymarek, Terens, Thiessenhusen, Thoreson, Thompson, Waterman, Westfahl, White and Willott—55.

Absent or not voting—Messrs. Dahl, Gilman, Haderer, Potter, Price, Ray, Rupp and Timlin—8.

Mr. Ekern moved to re-refer No. 292, A., to the committee on Privileges and Elections.

The ayes and noes being demanded, the motion carried: Ayes, 47; noes, 45, absent or not voting, 8.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Bartlett, Braddock, Bradford, Brittan, Cady, Carpenter, Chandler, Cosgrove, Cowling, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kimball, Kinney, Koch, Lang, Lane, Le Roy, Loebs, Lord, Peterson, Smalley, Smelker, Stevens, Tarrell, Thoreson, Valentine, Verbeck, Wallrich, Whitson, Williams and Mr. Speaker—47.

Noes—Messrs. Arneman, Barker, Bartzen, Becker, Beedle, Benson, Breitwisch, Carberry, Coffland, Crowley, Evans E. W., Fritzke, Hamm, Hannifin, Hartung, Hassa, Hodgins, Karel, Kehrein, Kern, La Du, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Rakow, Rankl, Reed, Reynolds, Root, Sidler, Slade, Smith A. E., Smith C. H., Strong, Szymarek, Terens, Thiessenhusen, Thompson, Waterman, Westfahl, White and Willott—45.

Absent or not voting—Messrs. Dahl, Gilman, Haderer, Potter, Price, Ray, Rupp and Timlin—8.

No. 179, A.,

A bill to amend section 1492 of the Wisconsin statutes of 1898, relating to the appointment, term and duties of the state veterinarian,

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisement of animals,

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county,

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for re-assessments of special taxes in certain cases in all cities of the first and second class in this state",

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways; to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

No. 576, A.,

A bill to provide for the permanent record and numbering of schools districts,

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts, in the matter of providing and equipping school buildings,

Were severally ordered engrossed and read a third time.

No. 18, A.,

A bill requiring corporations to make reports to the secretary of state, and providing for the cancellation of articles of incorporation for failure to do so,

No. 113, A.,

A bill to amend section 4913 of the Wisconsin statutes of 1898, and to regulate sheriff's fees for conveying prisoners,

No. 159, A.,

A bill to amend section 1, of chapter 136, of the laws of Wisconsin for 1899, relating to the recovery of the value of the relief and support furnished under chapter 63 of the Wisconsin statutes of 1898,

No. 190, A.,

A bill to provide for the punishment of any public official soliciting a bribe.

No. 441, A.,

A bill to provide for a contingent fund for the prevention of Asiatic cholera, small pox, bubonic plague and other dangerous contagious diseases, and to provide for an appropriation,

No. 515, A.,

A bill to amend section 754 of the Wisconsin statutes of 1898, relative to district attorneys,

No. 522, A.,

A bill relating to common schools and amendatory of section 475 of the Wisconsin statutes of 1898,

Were severally indefinitely postponed.

MOTIONS CONSIDERED.

On motion of Mr Douglas,

Bill No. 350, A., was returned to him.

On motion of Mr. Williams,

Bill No. 253 was returned to the clerk's desk and re-referred to the committee on Judiciary.

ADJOURNMENT.

On motion of Mr. Strong,
The assembly adjourned.

SATURDAY, FEBRUARY 28, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

- The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cowling, Dinsdale, Donald, Doolittle, Dudgeon, Ekern, Evans, D. Jr., Evans E. W., Frear, Fridd, Hodgins, Irvine, Johnson Henry, Joanson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, La Du, Lang, Lane, Loeb, Lord, Miller, Moldenhauer, Morgan, Morris, Peterson, Rakow, Reynolds, Root, Smalley, Smelker, Stevens, Strong, Tarrell, Terens, Thoreson, Thompson, Valentine, Wallrich, Waterman, Whitson, Williams and Mr. Speaker—60.

Absent—Messrs. Ainsworth, Braddock, Carberry, Chandler, Cosgrove, Crowley, Dahl, Dixon, Finnegan, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Johnson F., Karel, Koch, Le Roy, Martin, Osborn, Potter, Price, Rankl, Ray, Reed, Rupp, Sidler, Slade, Smith A. E., Smith C. H., Szymarek, Thiessenhusen, Timlin, Verbeck, Westfahl, White and Willott—40.

Absent with leave—Messrs. Dahl, Douglas, Gilman, Haderer, Price, Ray, Rupp, Timlin and Willott.

LEAVE OF ABSENCE

Was granted

To Messrs. Verbeck, Waterman and Cowling until March 3.

To Mr. Barker until March 4.

To all absent members until 2 o'clock p. m., March 2.

To all members of the committee on Public Health and Sanitation for the session 2 o'clock p. m., March 2.

LETTERS, PETITIONS, ETC.

By Mr. Lenroot:

Pet. No. 78, A.,

A petition by L. A. Paddock and 70 other residents of Superior, Wisconsin, asking for passage of bill No. 92, A., relating to property exempt from taxation.

To committee on Judiciary.

By Mr. Lenroot;

Pet. No. 79, A.,

Petition in the form of a resolution adopted by Wisconsin Dairymen's association, favoring appropriation for agricultural college.

To committee on Agriculture.

RESOLUTIONS INTRODUCED.

By Mr. Cady:

Res. No. 26, A.,

Resolution authorizing and empowering the chairman of each of the different committees to call meetings of such committees for Tuesday, Wednesday and Thursday evenings of each week hereafter.

Be it resolved, That the chairman of each of the different committees of the assembly be and hereby is authorized and empowered to call meetings of such committees for Tuesday, Wednesday and Thursday evenings of each week hereafter, until the close of the session or until this resolution be rescinded, the hour of meeting for each evening to be 7:30 p. m.

Adoption refused.

By Mr. Kinney:

Jt. Res. No. 17, A.,

A joint resolution authorizing the superintendent of public property to furnish two dictionaries each for use in the senate and assembly.

WHEREAS, It is necessary to have dictionaries for reference in the engrossing and enrolling rooms of both houses for the intelligent performance of required duties. Therefor, be it

Resolved by the assembly, the senate concurring, That the superintendent of public property be, and is, hereby authorized to furnish two Webster's international dictionaries to the chief clerk of each house for use as above indicated.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Assessment and Collection of Taxes.

No. 617, A.,

A bill to provide for an expert engineer, an expert accountant, assistants and expenses of the state board of assessment for the taxation of railroad property and to amend chapter 206 of the laws of 1899 and making an appropriation therefor.

To committee on Claims.

REPORTS OF COMMITTEES.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 600, A.,

A bill to provide for the taxation of railroad companies, and making an appropriation therefor,

Has had the same under consideration, and has unanimously instructed me to report the same back with amendments as follows:

Amend section 24a of the bill so as to read as follows:

Section 24a. For the purpose of determining the tax to be paid by each railroad company for the year beginning on the first day of January, 1903, and ending on the thirty-first day of December, 1903, the said board shall value and assess the property of every railroad company within the state; enter the same upon the assessment and tax roll; and ascertain, determine and levy taxes upon the property of such railroad companies so far as practicable according to the provisions and in the manner prescribed by this act, and certify such tax roll with the amount of taxes levied upon the property of the several railroad companies to the state treasurer on or before the first day of August, 1903.

To enable the board to make an assessment of the property of the railroad companies in and for the year 1903, such companies shall make and return reports containing the information specified in section 4, within thirty days after notice from the board by registered mail.

The secretary of the board shall, immediately after this act takes effect, lay before the board the assessment of the general property of the state for the year 1902 in the manner provided in section 8 of this act, and the board shall on or before the fifteenth day of June, 1903, in the mode provided in section 9 of this act, ascertain and determine the true cash value of the general property of the state as the basis for the assessment and taxation of the property of railroad companies in and for the year 1903, and enter the same upon its records.

The board shall, on or before the fifteenth day of June, 1903, in the manner provided in section 11 of this act, ascertain and determine the aggregate taxes in the whole state for state, county and local purposes, levied on the general property of the state in the year 1902, excluding special assessments for local improvements and enter such aggregate of taxes on the records of the board.

From the aggregate true cash value of the general property of the state, and the aggregate of taxes ascertained and determined as in this section provided, the board shall compute and determine the average rate of taxation in the mode provided in section 14 of this act. The average rate of taxation thus ascertained and determined shall be the rate of taxation to be levied upon the assessment of the property of railroad companies in and for the year 1903.

The board shall on or before the fourth Wednesday of June, 1903, ascertain and determine the true cash value of the property of each railroad company within the state in the manner provided in section 7 of this act; and enter the same upon the assessment roll.

The board, for the purpose of reviewing the valuation and assessment of the property of railroad companies on the assessment roll and the valuation of the general property of the state, and for the hearing of railroad companies in the year 1903, in the mode provided in section 10 of this act, shall meet at the capitol at Madison on the first Wednesday of July, and continue in session until the fourth Wednesday of July, 1903.

The board after such hearing shall compute and levy a tax upon the property of each railroad company as finally valued and assessed at the average rate of taxation ascertained and determined as aforesaid, and extend such tax upon the assessment roll opposite the description of the property of the respective railroad companies.

The board shall, on or before the fourth Wednesday of July, 1903, from the statement made and returned by the railroad companies to the state treasurer and from all other information obtained by it, ascertain and determine the amount of the license fees paid and to be paid by such companies for a license to operate during the year 1903; and enter the amount thereof upon its records and the tax roll as provided in section 24. If the amount of the license fee which any company has paid and will be required to pay for a license to operate in 1903 is less than the amount of the tax thus levied upon the property of such company, the amount of such license fee shall be deducted from the tax and the amount of such balance shall be the tax finally levied upon the property of such company for the year 1903. If the license fee is more than the tax thus levied on the property of any railroad company, the tax shall be deducted from the license fee and the balance entered upon the tax roll and certified to the secretary of state to be refunded to such company.

The assessment of the property of railroad companies entered upon the tax roll, with the taxes levied upon such property shall be certified in the manner and form herein provided to the state treasurer on or before the first day of August, 1903. The said tax roll for the year 1903 with the certificate attached thereto, shall be the warrant of the treasurer for the collection of the taxes therein specified and levied upon the property of railroad companies. Such taxes shall be paid or the refund of taxes made within thirty days after the date of the certificate.

The state treasurer shall immediately upon receipt of the tax roll notify by registered mail any company taxed on the roll to pay the tax as extended thereon to the state treasurer within thirty days. The tax thus levied in and for the year 1903, shall be a lien upon the property of the railroad company upon which it shall be levied and shall have the same force and effect and be collected in the same manner, provided by this act.

Further amend said bill by striking out section 27 and renumbering sections 28 and 29 to read sections 27 and 28 respectively.

Amend the title of the bill so that it shall read as follows: "A bill to provide for the taxation of railroad companies."

And with the unanimous recommendation that when so amended the bill do pass.

S. E. SMALLEY,
Chairman.

On motion of Mr. Smalley,
Bill No. 600, A., was referred to the calendar of March 3.

The committee on Assessment and Collection of Taxes, who has drawn:

No. 617, A.,

A bill to provide for an expert engineer, an expert accountant, assistants and expenses of the state board of assessment for the taxation of railroad property, and to amend chapter 206 of the laws of 1899, and making an appropriation therefor,

Has had the same under consideration, and has instructed me to introduce the same in the assembly with the recommendation that it do pass.

S. E. SMALLEY,
Chairman.

Bill No. 617, A., was referred to the committee on Claims.

The committee on Engrossed Bills, to whom was referred:

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways, to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146 of the laws of 1872, and to cure certain omissions in the organization thereof, and adding section 1772b to the statutes of 1898,

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for reassessments of special taxes in certain cases in all cities of the first and second class in this state,"

No. 179, A.,

A bill to amend section 1492 of the Wisconsin statutes of 1898, relating to the appointment, term and duties of the state veterinarian,

No. 576, A.,

A bill to provide for the permanent record and numbering of school districts,

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisement of animals,

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts in the matter of providing and equipping school buildings,

No. 516, A.,

A bill to amend section 702a of the statutes of 1898, relative to eligibility to the office of county superintendent of schools,

No. 541, A.,

A bill to provide for an accounting to policy holders of life insurance companies,

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 538, A., 279, A., 481, A., 179, A., 576, A., 182, A., 577, A., 516, A., 541, A., 429, A., were severally referred to the committee on Bills on their Third Reading.

The committee on State Affairs, to whom was referred:

No. 215, A.,

A bill to amend section 1574 of the Wisconsin statutes of 1898, as amended by section 3 of chapter 341 of the laws of 1901, relating to the licensing of peddlers and transient merchants,

Has had the same under consideration and recommends that it be amended as follows: Strike out after the word "sideshow" where it occurs in the 6th line of section 1 in the printed bill, the words "traveling vaudeville." Also, strike out after the word "wave" where it occurs in the 7th line of said section, the words "or transient shooting gallery."

And when so amended has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

The committee on Judiciary, to whom was referred:

No. 34, S ,

A bill to provide for the refunding of municipal debts,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 352, A.,

A bill to amend section 1799a, of the Wisconsin statutes of 1898, relating to the charges for feeding and caring for live stock by common carriers,

With the recommendation that said bill be referred to committee on Railroads.

No. 65, A.,

A bill to amend section 751 of the Wisconsin statutes of 1898, relating to district attorneys,

With the recommendation that said bill be amended as follows:

Strike out the word "Wisconsin" where said word appears in the first line of section 1 of said bill. Also strike out the words "And the county board may employ the district attorney to perform such services as are not required of him by law, and may compensate him therefor," where said words appear in the eighth, ninth and tenth lines of the printed bill. Further amend said bill by striking out of section 3 of the printed substitute bill the words "its passage and publication," where said words appear in said section 3 and insert in lieu thereof the words "the first Monday in January, A. D. 1905."

And with the recommendation that when so amended said bill do pass. Mr. Morris and Mr. Cady dissent from the report of the committee upon bill No. 65, A.,

FRANK A. CADY,
Chairman.

Bill No. 352, A., was re-referred to the committee on Railroads.

The committee on Judiciary, to whom was referred:

No. 562, A.,

A bill to amend subdivision 1, of section 752, of the statutes of 1898, relating to the duties of district attorneys,

Has had the said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the word "Wisconsin" where said word appears in the first line of section 1 of said bill. Further amend said bill by inserting after the word "appeal" in the seventh line of the printed bill the words "in civil actions and proceedings,"

Further amend said bill by adding to the same as follows: "Section 2. This act shall take effect and be in force from and after the first Monday in January, A. D. 1905, after its passage and publication."

Mr. Morris and Mr. Cady dissent from the report of the committee.

FRANK A. CADY,
Chairman.

BILLS READY FOR A THIRD READING.

No. 117, A.,

A bill to repeal chapter 224, of the laws of 1882, entitled, "An act for the improvment of the St. Croix river,"

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

No. 151, A.,

A bill relating to the incorporation of mutual fire insurance companies in cities and villages, and amendatory of sections 1941—1, statutes of 1898,

No. 433, A.,

A bill to amend section 1299i of chapter 52 of the statutes of 1898, relating to temporary logging highways,

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

Were severally passed.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 187, A.,

A bill to provide for the free use of certain public lands by high schools.

Ordered engrossed and read a third time.

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county.

Amendment in the form of a substitute offered by committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 256, A.,

A bill to provide for the better protection of the lives of persons on board vessels plying upon the waters of the state of Wisconsin, and not subject to the laws of the United States, and making an appropriation therefor.

Indefinitely postponed.

No. 588, A.,

A bill providing for the examination of engineers and inspection of boilers.

On motion of Mr. Root,

Re-referred to the committee on State Affairs.

MOTIONS CONSIDERED.

On motion of Mr. Waterman,

Leave of absence was granted to all absent members until 8:30 o'clock p. m., March 2.

Mr. Waterman moved that when the assembly adjourn it be until 8:30 o'clock p. m., March 2.

Mr. Bradford moved to amend by changing the time to which adjournment was taken to 2 o'clock p. m., March 2.

The amendment was adopted, and

The motion, as amended,

Carried.

Mr. Frear moved that the vote by which leave of absence was granted to all absent members until 8:30 o'clock, p. m., March 2, be reconsidered.

The motion carried.

The question then being upon the motion of Mr. Waterman to grant all absent members leave of absence until 8:30 o'clock p. m., March 2;

Mr. Doolittle moved to amend Mr. Waterman's motion by substituting 2:00 o'clock p. m., March 2, in lieu of 8:30 o'clock p. m.

The amendment was adopted, and

The motion as amended,

Carried.

ADJOURNMENT.

On motion, of Mr. Morgan,

The assembly adjourned.

MONDAY, MARCH 2, 1903.
2 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. Henry W. Jamieson offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Braddock, Bradford, Cady, Carberry, Carpenter, Cosgrove, Dahl, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Fridd, Hannifin, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kinney, Lang, Lane, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Rakow, Reynolds, Root, Sidler, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thoreson, Thompson, Valentine, Wallrich, Westfahl and Mr. Speaker—56.

Absent—Messrs. Ainsworth, Barker, Benson, Breitwisch, Brittan, Chandier, Coffland, Cowling, Crowley, Dinsdale, Ekern, Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hartung, Hassa, Johnson F., Karel, Kern, Kimball, Koch, La Du, Le Roy, Osborn, Potter, Price, Rankl, Ray, Reed, Rupp, Slade, Smalley, Szymarek, Thiessenhusen, Timlin, Verbeck, Waterman, White, Whitson, Williams and Willott—44.

Absent with leave—Messrs. Barker, Brittan, Cowling, Dinsdale, Potter, Price, Ray, Verbeck, Waterman and Whitson.

LEAVE OF ABSENCE

Was granted

To Messrs. Coffland, Ekern, Finnegan, Frear, La Du, Le Roy, Reed and Williams for this session.

To Mr. Cowling indefinitely.

LETTERS, PETITIONS, ETC.

By Mr. Fridd:

Pet. No. 80, A.,

Petition by Builders' and Traders' exchange of Oshkosh, to induce the legislature to repeal law of 1901, giving building and loan associations exclusive priority of loans.

To committee on Finance, Banks and Insurance.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in Jt. Res. No. 14, A.,

Extending thanks of legislature to Prof. J. C. Freeman, No. 51, A.,

A bill relating to army nurses in the civil war of 1861-1865.

Has passed, and asks the concurrence of the assembly in, No. 32, S.,

A bill to amend section 316 and 317 of the statutes of 1898, relating to the printing of journals, bills, joint resolutions and memorials,

No. 67, S.,

A bill to change the method of selecting grand jurors and to provide for the attendance of a stenographic reporter at the sessions of grand juries, his oath, and a penalty for the violation thereof, and also amending section 2536 of the statutes of 1898,

No. 120, S.,

A bill to amend the charter of Ripon college,

No. 126, S.,

A bill permitting the filing of undertakings by surety companies as security for costs in justice court.

SENATE MESSAGE CONSIDERED.

Bill No. 32, S.,

Was read first and second times, and

Referred to the committee on Legislative Expenditures.

Bill No. 120, S.,

Was read first and second times, and

Referred to the committee on Corporations.

Bills Nos. 67, S., and 126, S.,

Were read first and second times, and

Referred to the committee on Judiciary.

BILLS TO BE ORDERED TO A THIRD READING.

No. 34, S.,

A bill to provide for the refunding of municipal debts.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 65, A.,

Substitute bill to amend section 751, of the Wisconsin statutes of 1898, relating to district attorney.

On motion of Mr. Bradford,

Laid over until March 3.

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers.

On motion of Mr. Beedle,

Laid over until March 3.

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes, and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a.

Amendment in the form of a substitute offered by committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 215, A.,

A bill to amend section 1574 of the Wisconsin statutes of 1898, as amended by section 3 of chapter 341 of the laws of 1901, relating to the licensing of peddlers and transient merchants.

On motion of Mr. Root,

Re-referred to the committee on State Affairs.

No. 562, A.,

A bill to amend subdivision 1, section 752, of the Wisconsin statutes of 1898, relating to duties of district attorneys.

On motion of Mr. Bradford,

Laid over until March 3.

No. 616, A.,

A bill amending section 578 of the Wisconsin statutes of 1898, relating to instruction of deaf mutes in villages and cities and the organization of schools therefor.

Mr. Cady moved to amend by
Striking the word "Wisconsin" where it occurs in the title of
said bill and to further amend said bill by striking out the
word "Wisconsin" where it occurs in the first line of section
one.

Amendment adopted, and bill, as amended,
Ordered engrossed and read a third time.

MOTIONS CONSIDERED.

Mr. Becker moved to take a recess until 8 o'clock p. m.
The motion was lost.

ADJOURNMENT.

On motion of Mr. Kehrein,
The assembly adjourned.

TUESDAY, MARCH 3, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Henry W. Jamieson offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Reed, Reynolds, Root, Rupp, Sidler, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiesenshusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—91.

Absent—Messrs. Coffland, Cowling, Ekern, Osborn, Price, Ray, Slade, Timlin, and Willott—9.

Absent with leave—Messrs. Cowling, Ekern, Price, Ray and Willott.

LEAVE OF ABSENCE

Was granted

To Mr. Coffland.

LETTERS, PETITIONS, ETC.

By Mr. Bartlett (by request):

Pet. No. 81, A.,

•Petition of French Lumbering Co. and twenty-five others, for passage of 92, A., relating to garnishee of property.

To committee on Judiciary.

By Mr. Stevens:

Pet. No. 82, A.,

• Petition of W. A. Jones and fifty-five others of the city of Sparta, Wisconsin, asking for passage of bill No. 33, A., relating to women suffrage.

To committee on Privileges and Elections.

By Mr. Chandler:

Pet. No. 83, A.,

Petition of citizens and voters of the state, in favor of the passage of bills Nos. 204, A., and 75, S., known as the anti-cigarette bills.

To committee on Public Health and Sanitation.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 361, A.,

A bill amendatory of section 925—42 of the Wisconsin statutes, 1898, relating to attorneys in cities under the general law,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the title of said bill and insert in lieu thereof the following words and figures as the title of said bill. "A bill amendatory of section 925--42 of the statutes of 1898, relating to city attorneys in cities under the general law and also relating to city attorneys in cities of the second, third and fourth classes incorporated under special charters and enlarging the powers of common councils."

And with the recommendation that when so amended said bill do pass.

No. 513, A.,

A bill to amend section 919c of the Wisconsin statutes of 1898, relating to the construction of sewers in villages.

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the title of said bill and insert in lieu thereof the following words and figures as the title of said bill, to-wit: "A

bill amendatory of section 919c of the statutes of 1898, relating to borrowing money, or levying a tax upon the taxable, real and personal property in any village, for the construction and maintenance of sewers and drains."

Further amend said bill by striking out the word "Wisconsin" where said word appears in the first line of section 1 of said bill.

Further amend said bill by striking out the word "the" where said word appears in the second line of said bill before the word "trustees."

Further amend said bill by inserting after the word "money" in the sixth line of the printed bill the words "to the amount of one per centum of the assessed valuation of the real and personal property in such village."

Further amend said bill by striking out the word "revised" where said word appears in the seventh line of the printed bill.

And with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 197, A.,

A bill to amend section 1561 of chapter 66 of the Wisconsin statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation and amending the statutes of 1898 by adding one section to be known and designated as section 4095a,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 223, A.,

A bill relating to certified copies of documents and amending section 4149 of the Wisconsin statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the word "amending" where said word appears in the title of said bill and insert in lieu thereof the words "amendatory of."

Further amend said bill by striking out the word "Wisconsin" where said word appears in the title of said bill.

Further amend said bill by striking out the word "Wisconsin" where said word appears in the first line of section 1 of said bill,

And with the recommendation that when so amended said bill do pass. Mr. Ekern and Mr. Strong dissent.

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh a as police justice for the village of Waunakee, Dane connty, Wisconsin,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that it do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

Pet. No. 29, A.,

The petition of William Welch for a bill to protect and remunerate innocent persons convicted of crime,

Pet. No. 38, A.,

The petition of Albert Poole and 140 others, to divide the city of Darlington from the town,

Has had said petitions under consideration, and has instructed me to report the same back with the recommendation that said petitions be severally placed on file for future reference.

FRANK A. CADY,
Chairman.

The chairman of the committee on Judiciary begs leave to submit the following statement of business pending and disposed of up to date:

Total number of bills, petitions and joint resolutions referred to the committee up to March 1, 1903..... 247

Contra.

Number considered and reported to the assembly to date... 89

Number still before the committee..... 158

Total..... 247

Statement of bills reported in.

Recommended for passage, either with or without amendment, and including substitute bills 38

Recommended for indefinite postponement 51

Total 89

Respectfully submitted,
FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 120, A.,

A bill to appropriate a certain sum of money therein named to purchase a new supplement, two sets of annotations to the Wisconsin supreme court reports for the several counties within the state, and to provide the state officers with the same,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill be referred to the joint committee on Claims, without recommendation.

FRANK A. CADY,

Chairman.

Bill No. 120, A., re-referred to the joint committee on Claims.

The committee on Judiciary, to whom was referred:

No. 570, A.,

A bill to make Saturday from the hour of 12 o'clock noon to 12 o'clock midnight of the same day, a legal half-holiday,

No. 291, A.,

A bill to define and declare the duties of counties in relation to the prosecution of persons accused of committing criminal offences within their boundaries and also of district attorneys in relation thereto,

No. 590, A.,

A bill requiring persons suing to set aside any tax to serve upon the county treasurer and county clerk a list containing each description of land affected by such suit,

No. 455, A.,

A bill to amend chapter 298 of the laws of 1901, prescribing the duty of and conferring special powers upon county boards of supervisors in certain cases,

No. 592, A.,

A bill to provide for official bonds and the payment thereof, to refund to certain officials the amount paid for such bonds, and making an appropriation therefor,

No. 420, A.,

A bill to amend chapter 278, of the laws of 1895, as amended by chapter 219, of the laws of 1899, relating to municipal court of Douglas county,

No. 10, A.,

A bill to enable cities to pay salaries to their mayors,

No. 329, A.,

A bill to limit costs in actions on orders of municipal corporations,

No. 147, A.,

A bill to amend section 3030 of chapter 131 of the Wisconsin statutes of 1898, relating to supplemental proceedings,

Has had the same under consideration separately, and has in-

structed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Bills on their Third Reading, to whom was referred:

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for re-assessments of special taxes in certain cases in all cities of the first and second class in this state,"

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146, of the laws of 1872, and to cure certain omissions in the organization thereof and adding section 1772b to the statutes of 1898,

No. 576, A.,

A bill to provide for the permanent record and numbering of school districts,

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisment of animals,

No. 516, A.

A bill to amend section 702a of the statutes of 1898, relative to eligibility to the office of county superintendent of schools,

No. 541, A.,

A bill to provide for an accounting to policy holders of life insurance companies,

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county,

Has had the same under consideration, and has instructed me to report the same back as correct.

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways; to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

No. 179, A.,

A bill to amend section 1492 of the statutes of 1898, relating to the appointment, term and duties of the state veterinarian,

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts, in the matter of providing and equipping school buildings,

Has examined the same, and with verbal corrections has instructed me to report the same back correct.

F. H. LORD,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 616, A.,

A bill amending section 578 of the statutes of 1898, relating to instruction of deaf mutes in villages and cities and the organization of schools therefor,

No. 198, A.,

A bill to authorize counties and towns to pay bounty for killing rattlesnakes,

No. 187, A.,

A bill to provide for the free use of certain public lands by high schools,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 616, A., 198, A., 187, A., were severally re-referred to the committee on Bills on their Third Reading.

The committee on Enrolled Bills, to whom was referred:

No. 11, A.,

A bill to detach certain territory from the town of Grantsburg in Burnett county and to create the town of Anderson,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in Jt. Res. No. 15, A.,

Authorizing Herman Miller to introduce a bill,

Jt. Res. No. 17, A.,

Authorizing superintendent of public property to furnish two dictionaries each for use in the senate and assembly.

Has adopted, and asks the concurrence of the assembly in,
Jt. Res. No. 20, S.,

Authorizing chief clerks to have printed additional copies of
all bills, joint resolutions, etc.

Has passed, and asks concurrence in,
No. 19, S.,

A bill to amend sub-section 12 of section 670 of the statutes
of 1898, relating to appropriations by county boards for the
erection of soldiers' and sailors' monuments,

No. 85, S.,

A bill amending section 3586 of the statutes of 1898, in rela-
tion to delivery of docket and papers by justices of the peace,

No. 137, S.,

A bill granting to the United States jurisdiction over certain
lands in Fond du Lac county,

No. 148, S.,

A bill granting to the United States jurisdiction over certain
lands in Brown county,

No. 249, S.,

A bill relating to school boards and common and high schools
in cities of the first class containing a population of 150,000,

No. 340, S.,

A bill to provide that the commissioners of taxation shall be
the state board of assessment for the taxation of express, sleep-
ing car, freight line and equipment companies, and to amend
sections 3 of chapters 111, 112, 113 and 114 of the laws of
1899,

No. 341, S.,

A bill relating to proceedings for the disposition of estates
of infants and other wards, and adding section 3519b to the
statutes of 1898,

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 20, S.,

Laid over until March 4.

Bill No. 19, S.,

Was read first and second times, and

Referred to committee on Town and County Organization.

Bills Nos. 85, S., and 341, S.,

Read first and second times, and

Referred to committee on Judiciary.

Bill No. 340, S.,

Was read first and second times, and

Referred to committee on Assessment and Collection of Taxes.

Bills No. 137, S., and 148, S.,

Were read first and second times, and

Referred to committee on Federal Relations.
Bill No. 248, S.,
Was read first and second time, and
Referred to committee on Education.

BILLS READY FOR A THIRD READING.

No. 34, S.,
A bill to provide for the refunding of municipal debts.
Concurred in.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 65, A.,
Substitute bill to amend section 751 of the Wisconsin statutes of 1898, relating to district attorney.

On motion of Mr. Cady,
Re-referred to the committee on Judiciary.

No. 80, A.,
A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers.

Amendment in the form of a substitute offered by committee on Judiciary.

Amendment adopted, and bill, as amended,
Ordered engrossed and read a third time.

No. 562, A.,
A bill to amend subdivision 1, section 752, of the Wisconsin statutes of 1898, relating to duties of district attorneys.

On motion of Mr. Cady,
Re-referred to the committee on Judiciary.

No. 600, A.,
A bill to provide for the taxation of railroad companies, and making an appropriation therefor.

Amendment to bill and to title offered by committee on Assessment and Collection of Taxes.

On motion of Mr. Kehrein,
The bill was laid over until March 4, at 10:30 o'clock.

MOTIONS CONSIDERED.

Mr. Kehrein moved that bill No. 600, A., be laid over until March 5.

Mr. Smalley moved to amend Mr. Kehrein's motion by laying bill over to 10:30 o'clock a. m., March 4.

Mr. Kehrein accepted the amendment, and the amended motion

Carried.

Mr. Karel moved that the assembly go into committee of the whole to consider 600, A.

Motion failed.

ADJOURNMENT.

On motion of Mr. Potter,
The assembly adjourned.

WEDNESDAY, MARCH 4, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Henry W. Jamieson offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D. Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhuseu, Thorason, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—92.

Absent—Messrs. Coffland, Cowling, Ekern, Johnstone, Price, Thompson and Timlin—7.

Absent with leave—Messrs. Cowling and Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Coffland, Johnstone and Thompson for this session.

CORRECTIONS TO THE JOURNAL.

The journal of March 3 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Donald:

Pet. No. 84, A.,

Petition signed by O. M. Edsmore and thirty others, asking for the passage of bill 77, A., concerning excise and sale of intoxicating liquors, and amendatory of certain sections of the statutes of 1898, relating to that subject.

To committee on State Affairs.

By Mr. Whitson:

Pet. No. 85, A.,

A petition signed by J. G. Posey and ninety-eight others, favoring the passage of bills Nos. 13, S., and 92, A., relating to property exempt from execution.

To committee on Judiciary.

By Mr. Franklin Johnson:

Pet. No. 86, A.,

Petition of the Wisconsin congregational convention, in favor of a law providing for ward option as to the sale of alcoholic drinks.

To committee on State Affairs.

By Mr. Franklin Johnson:

Pet. No. 87, A.,

Petition of the West Wisconsin conference, in favor of a law providing for ward option as to the sale of alcoholic drinks.

To committee on State Affairs.

By Mr. Franklin Johnson:

Pet. No. 88, A.,

Petition of the Wisconsin conference of the M. E. church, in favor of a law forbidding the sale of cigarettes and in favor of a law allowing ward option with regard to the sale of intoxicating liquors.

To committee on Public Health and Sanitation.

By Mr. Carberry:

Pet. No. 89, A.,

A petition in the form of a remonstrance of insurance agents of Fond du Lac, Wisconsin, against passage of bills proposing to abolish local boards of underwriters.

To committee on Finance, Banks and Insurance.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on State Affairs:

No. 618, A.,

A bill for an act ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the state, and authorizing the acquisition thereof.

To committee on Judiciary.

By Committee on Lumber and Mining:

No. 619, A.,

A bill to authorize the heirs and personal representatives of Richard Scheu, deceased, and their associates and assigns, to build and maintain a dam across Copper river.

Referred to calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, "An act conferring additional jurisdiction on the county court of Portage county,"

Has had said bill under consideration, and has instructed me to report the same back with several amendments as follows:

After the figure "1," being the fourth word in line 1 of said printed bill, insert the words "of chapter 357."

Strike out the words "is absent from the said city or" where the same occur in line 4 of said printed bill.

After the word "sickness," where the same occurs in line 5 of said printed bill, strike out the words "or otherwise" and insert the words "absence or temporary disability."

After the word "such", where the same occurs in line 9 of said printed bill, insert the word "sickness "

Strike out the words "and to such extent the jurisdiction which was conferred upon the justices of the peace of the city of Stevens Point, by section 1 of chapter 278, of the laws of 1878, is hereby reconferred," where the same occur in lines 9, 10 and 11 of said printed bill.

Strike out the words "is absent from the city or" and the words "or otherwise," where the same occur in line 33 of said printed bill, and insert after the word "sickness" in said line 33 the words "absence or temporary disability."

After the word "such" before the word "absence" where the same occurs in line 37 of said printed bill, insert the word "sickness."

Strike out the words "and to such extent the jurisdiction which was conferred upon the justices of the peace of the city of Stevens Point, by section 1, of chapter 278, of the laws of 1878, be hereby reconferred," where the same occur in lines 38 and 39 of said printed bill.

And with the recommendation that when so amended, said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 30, S.,

A bill enabling married women to assign or otherwise dispose of their interests in policies of life insurance,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out section 2 of said bill, and insert in lieu thereof the following words and figures: "Section 2. The provisions of this act shall apply to all insurance on lives, whether effected before or after the passage of this act, but shall not apply to assignments thereof heretofore made."

And with the recommendation that when so amended said bill be concurred in.

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendment of certain sections of the statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Insert the word "substantially" after the word "affidavit," in the third line of section 2 of the printed bill,

And with the recommendation that when so amended said bill do pass. Mr. Carpenter dissents from the report of the committee upon bill No. 394, A.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 379, A.,

A bill to amend section 1832, of the statutes of 1898, relating to the alteration of the routes of railroads

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 166, A.,

A bill to amend section 1950 of the Wisconsin statutes of 1898, relating to the valuation of the policies of life insurance companies and providing for the payment of valuation fees into the state treasury,

Has had the same under consideration, and has instructed me to report the same back with an amendment.

Amend as follows:

Strike out the word "Wisconsin" where it appears in the title of the bill. Also strike out the word "Wisconsin" where it appears in the first line of section one.

Also amend section two so it will read as follows: Section 2. This act shall take effect and be in force from and after the first Monday in January, 1905.

With the recommendation that when so amended the bill do pass.

N. E. LANE,
Chairman.

The committee on State Affairs, to whom was referred:

No. 608, A.,

A bill amending section 1021c of the Wisconsin statutes of 1898, relating to the appointment of a commissioner of the bureau of labor and industrial statistics,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass. Messrs. Chandler, C. H. Smith and Williams dissent from the report.

No. 613, A.,

A bill providing for an additional clerk for the bureau of labor and industrial statistics,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out after the word "be" where it occurs in the second line of section 1 of the printed bill, the words "fourteen hundred dollars;" also, strike out of said line the figures "(\$1400)" and insert in lieu thereof the words "one thousand dollars" and the figures "(\$1000)."

And with the recommendation that it do pass.

Messrs. Chandler, C. H. Smith and Williams dissent.

No. 296, A.,

A bill to provide for the survey and preservation of the Indian mounds of the state of Wisconsin, and providing an appropriation therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 248, A.,

A bill to authorize the reconveyance of a piece of land in the city of Fond du Lac from the state to Mary A. Hamilton, upon repayment of purchase price,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

W. L. ROOT,
Chairman.

The committee on Corporations, to whom was referred:

No. 372, A.,

A bill to amend section 4 of chapter 159 of the laws of Wisconsin, relating to the Milwaukee Gas Light company,"

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be indefinitely postponed.

No. 120, S.,

A bill to amend the charter of Ripon college,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be concurred in.

IRA B. BRADFORD,
Chairman.

The committee on Lumber and Mining, to whom was referred,
No. 14, A.,

A bill to authorize the La Crosse and Black River Railroad company, its successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of improving the navigation of said river, and the creating of hydraulic power and the transmission of the light and heat with which to operate this railroad, and for other lawful public purposes,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and that, when so amended, said bill do pass.

No. 297, A.,

A bill to authorize E. G. Boynton and Orlando Holway to build and maintain a dam across Black river in Jackson county, Wisconsin,

Has been considered by the committee, and said committee has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

HENRY JOHNSON,
Chairman.

The committee on Lumber and Mining

Has instructed me to report

Bill No. 619, A.,

A bill to authorize the heirs and personal representatives of Richard Scheu, deceased, and their associates and assigns, to build and maintain a dam across Copper river,

With the recommendation that same do pass.

HENRY JOHNSON,

Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 181, A.,

A bill to amend section 1492a of the Wisconsin statutes of 1898, pertaining to the duty of local health boards and powers of veterinary,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

To amend bill No. 181, A., by striking out the word "Wisconsin" where it appears in the title and in the first line of the printed bill.

And with the recommendation that when so amended the bill do pass.

E. W. WHITSON,

Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 80, A.,

A bill requiring interurban railroad companies to provide certain accommodations for the comfort and convenience of their passengers,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bill No. 80, A., referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 616, A.,

A bill amending section 578, of the statutes of 1898, relating to instruction of deaf mutes in villages and cities, and the organization of schools therefor,

No. 198, A.,

A bill to authorize counties and towns to pay bounty for killing rattle snakes,

Has examined the same, and with verbal corrections, has instructed me to report the same back correct.

No. 187, A.,

A bill to provide for the free use of certain public lands by high schools.

Has examined the same and has instructed me to report the same back with an amendment to title as follows:

Amend title of bill No 187, A., by substituting the word "school" for schools and further amend said title by adding the word "students" after the word school, where it appears in said title.

And with the report that when so amended the bill is correct.

F. H. LORD,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 51, A.,

A bill relating to army nurses in the civil war of 1861-1865,

Jt. Res. No. 14, A.,

Extending thanks of legislature to Prof. J. C. Freeman,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 20, S.,

Authorizing chief clerks to have printed additional copies of all bills, joint resolutions, etc.

On motion of Mr. Barker,

Referred to committee on Ways and Means.

BILLS READY FOR A THIRD READING.

No. 179, A.,

A bill to amend section 1492 of the Wisconsin statutes of 1898, relating to the appointment, term and duties of the state veterinarian.

Passed.

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisement of animals.

Passed.

SPECIAL ORDER.

10:30 O'CLOCK A. M.

The question being upon the ordering to engrossment and a third reading,

No. 600, A.,

A bill to provide for the taxation of railroad companies and making an appropriation therefor.

Mr. Crowley moved to postpone all action on the bill until the calendar for the day was completed.

The motion failed.

The amendments to the bill offered by the committee on Assessment and Collection of Taxes were adopted.

The amendment to the title offered by the committee on Assessment and Collection of Taxes, was adopted.

Mr. Smalley offered for the committee on Assessment and Collection of Taxes the following amendment:

Amend Section 25 by striking out in lines 5 and 6 of said section, as shown in the printed bill, the words "and bonds."

Adopted.

Mr. Crowley moved to amend the bill as follows:

Amend section 26 by striking out the words, "taxes and" where they occur in first line of said section 26 and by adding at the end of said section the following: "All taxes collected hereunder shall be paid to the state treasurer and by him at once apportioned and repaid to the county treasurer of each county in proportion to the equalized value of all the property in the counties respectively, as compared with the entire equalized value of the general property of the state as fixed and determined by the state board of equalization, and which such county treasurer shall immediately reappportion and pay the same to the respective town and city treasurers within each county, in the same proportion as the assessed value of all the property that each such town and city bears to the entire equalized assessed value of all property in said county," so that said section, as amended, will read as follows:

Section 26. "All licenses and fees collected from railroad company under the provisions of this act shall be paid to the state treasurer and become a part of the general fund for the use of the state. All taxes collected hereunder shall be paid to the state treasurer and by him at once apportioned and repaid to the county treasurer of each county in proportion to the equalized value of all the property in the counties respectively, as compared with the entire equalized value of the general property of the state as fixed and determined by the state board of equalization, and which such county treasurer shall immediately reappportion and pay the same to the respective town and city treasurers within each county, in the same proportion that the assessed value of

all the property of each such town and city bears to the entire equalized assessed value of all property in said county."

The motion and amendment failed.

Mr. Bradford moved to re refer bill No. 600, A., to the committee on Assessment and Collection of Taxes, with instructions to so amend the same that the board of assessment therein provided shall consist of three persons to be selected as follows, to-wit: One to be elected by the people at a general election, one to be appointed by the governor by and with the consent of the senate, and one to be appointed by the supreme court. Their term of office to be six years except the one first appointed by the governor, whose term shall be four years. The present state railroad commissioner to act in the place of the one to be elected during his present term of office and until an election by the people

Mr. Cady moved to divide Mr. Bradford's motion and to put the proposition to re-commit the bill first, and the proposition to instruct the committee second.

Mr. Bradford rose to a point of order, that the motion could not be divided.

The chair submitted Mr. Cady's motion to a vote of the assembly.

The ayes and noes being demanded, it was decided in the affirmative.

The vote was as follows: Ayes, 51; noes, 40; absent or not voting. 9.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartzen, Benson, Braddock, Brittan, Cady, Carberry, Chandler, Dahl, Dinsdale, Dixon, Doolittle, Douglas, Evans D. Jr., Finnegan, Frear, Fridd, Fritzke, Haderer, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kehrein, Kimball, Kinney, Koch, La Du, Lang, Le Roy, Loeb, Martin, Miller, Moldenhauer, Morgan, Peterson, Potter, Root, Smalley, Smelker, Stevens, Szymarek, Tarrell, Terens, Thoreson, Verbeck, Wallrich, Whitson and Williams—51.

Noes—Messrs. Barker, Bartlett, Beedle, Bradford, Breitwisch, Carpenter, Cosgrove, Crowley, Donald, Dudgeon, Evans E. W., Gilman, Hamm, Hannifin, Hartung, Hassa, Johnson F., Karel, Kern, Lane, Lord, Morris, Osborn, Rakow, Rankl, Ray, Reed, Reynolds, Ru p, Sidler, Slade, Smith A. E., Smith C. H., Strong, Thiessenhusen, Valentine, Waterman, Westfahl, White and Willott—40.

Absent or not voting—Messrs. Becker, Coffland, Cowling, Ekern, Johnstone, Price, Thompson, Timlin and Mr. Speaker—9.

The motion carried.

The question then being upon the first part of Mr. Bradf's motion to recommit bill No. 600, A., to the committee on Assessment and Collection of Taxes,

The ayes and noes being demanded, it was decided in the negative.

The vote was as follows: Ayes, 27, noes, 64; absent or not voting, 9.

Ayes—Messrs. Barker, Benson, Bradford, Breitwisch, Carberry, Crowley, Evans E. W., Hamm, Hannifin, Hartung, Hassa, Karel, Kehrein, Kern, Moldenhauer, Osborn, Rakow, Reynolds, Rupp, Slade, Smith A. E., Smith C. H., Strong, Szymarek, Thiessenhusen, Westfahl and Willott—27.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzén, Beedle, Braddock, Brittan, Cady, Carpenter, Chandler, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Morgan, Morris, Peterson, Potter, Rankl, Ray, Reed, Root, Smalley, Smelker, Stevens, Tarrell, Terens, Thoreson, Valentine, Verbeck, Wallrich, Waterman, White, Whitson, Williams and Mr. Speaker—64.

Absent or not voting—Messrs. Becker, Coffland, Cowling, Ekern, Johnstone, Price, Sidler, Thompson, and Timlin—9.

Mr. Barker moved the previous question.

The ayes and noes being required, it was decided in the affirmative.

The vote was as follows: Ayes, 86; noes, none; absent or not voting, 14.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Loeb, Lord, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—86.

Noes—None.

Absent or not voting—Messrs. Becker, Coffland, Cowling, Ekern, Haderer, Johnstone, Le Roy, Martin, Price, Sidler, Thompson, Timlin, Wallrich and Willott—14.

The main question was then put:

The ayes and noes being demanded, the bill was ordered engrossed and read a third time: Ayes, 90; noes, none; absent or not voting, 10.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bart-

lett, Bartzen, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—90.

Noes—None.

Absent or not voting—Messrs. Becker, Coffland, Cowling, Ekern, Johnstone, Price, Sidler, Thompson, Timlin and Willott—10.

On motion of Mr. Chandler,

The assembly took a recess until 7:30 p. m.

EVENING SESSION.

7:30 O'CLOCK P. M

The assembly met.

The speaker in the chair.

LETTERS, PETITIONS, ETC.

By Mr. David Evans, Jr.:

Pet. No. 90, A.,

Petition of Mrs. Alma Cole Pickering, of Plainfield, Wis., praying for the passage of bill No. 204, A., anti-cigarette bill.

To committee on Public Health and Sanitation.

By Mr. Carpenter:

Pet. No. 91, A.,

Petition in form of a remonstrance against the passage of assembly bill No. 234, A., relating to a dam across Wisconsin river in sections 32 and 33, township 26, range seven east, by John Week Lumber Co. and other mill owners in Stevens Point.

To committee on Lumber and Mining.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Town and County Organization:

No. 620, A.,

A bill to detach certain territory from the town of Lawrence in Gates county, and to create the town of Hawkins; to provide for town meetings therein and for a final settlement between said towns.

To committee on Town and County Organization.

By Committee on Town and County Organization:

No. 621, A.,

A bill to amend subdivisions 2 and 26 of section 5 of the statutes of 1898, relating to county boundaries.

To committee on Town and County Organization.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred:

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the Wisconsin statutes of 1898, relating to the general charter law,

No. 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they do pass.

GEO. H. RAY,
Chairman.

The committee on Claims, to whom was referred:

No. 2, A.,

A bill to appropriate twenty-five thousand dollars as a deficiency fund to complete buildings late in progress of erection at the Wisconsin home for feeble minded; to furnish and equip the same for occupancy; and to adjust balances of expenses incurred in the erection and equipment of such buildings,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the word "twenty-five" where it occurs in the first line of the title of the bill, and also in the second and third line of section 1, of the bill, and insert in lieu thereof the word, "twenty."

And with the recommendation that when so amended that the bill do pass.

DAVID EVANS, Jr.,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 80, A.,

A bill requiring interurban railroad companies to provide certain accommodations for the comfort and convenience of their passengers,

Has had the same under consideration, and with verbal corrections has instructed me to report the same back correct.

F. H. LORD,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 300, A.,

A bill to amend section 1971, of the Wisconsin statutes of 1898, as amended by chapter 192 of the laws of 1899, relating to forms and statements of licensed insurance companies,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Amend the title by striking out the word "Wisconsin."

Also strike out the word "Wisconsin" in the first line of section one.

Also strike out the figures "1898" where they appear in the second line of section one of the printed bill, and insert in lieu thereof the figures "1899."

With the recommendation that as amended the bill do pass.

N. E. LANE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 12, S.,

A bill to provide for the bulletining of the time of arrival of passenger trains,

No. 46, S.,

A bill validating contracts made and executed with municipal corporations by a foreign corporation before complying with the provisions of section 1770b, of the statutes of 1898, and acts amendatory thereof,

No. 50, S.,

A bill to amend the law for the funding and refunding of city debts,

No. 105, S.,

A bill to amend section 926—11 of the statutes of 1898, relating to the issue of bonds by specially incorporated cities,

No. 122, S.,

A bill to prescribe the standard measures for the use of the Babcock test in determining the per cent. of butter fat in milk or cream; to prevent the sale of incorrectly marked implements for use in said test and to prescribe the penalty for false determination by said Babcock test or otherwise,

No. 136, S.,

A bill to amend section 2252 of the statutes of 1898, relating to mortgages,

No. 171, S.,

A bill to amend section 1 of chapter 197, laws of 1893, as amended by section 1 of chapter 200, laws of 1897, and to amend section 1 of chapter 206, laws of 1893, as amended by section 1 of chapter 191, laws of 1897, relating to acts granting to the city of Milwaukee certain submerged lands adjacent to the shore of Lake Michigan for public park and boulevard purposes,

No. 193, S.,

A bill to legalize the bonds and other obligations for the payment of money of certain cities not authorized by a vote of the people.

No. 343, S.,

A bill granting to the United States jurisdiction over certain lands in Marathon county,

No. 159, S.,

A bill to create a municipal court for Sawyer county,

No. 150, S.,

A bill to change the boundaries of the towns of Crandon, North Crandon, Caswell and Wabeno, in Forest county, and to create from the territory of the towns of Crandon, North Cran-

don, Caswell and Wabena in Forest county, the towns of Hiles and Laona, and establishing the township system of school government therein.

Has concurred in,

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court and to provide for elections to fill vacancies in the office of justice of the supreme court.

SENATE MESSAGE CONSIDERED

Bills Nos. 46, S., 50, S., 105, S., 136, S., 159, S., and 193, S.,

Were read a first and second times, and

Referred to the committee on Judiciary.

Bill No. 343, S.,

Was read first and second times, and

Referred to committee on Federal Relations.

Bill No. 171, S.,

Was read first and second times, and

Referred to committee on Cities.

Bill No. 122, S.,

Was read first and second times, and

Referred to committee on Dairy and Food.

Bill No. 150, S.,

Was read first and second times, and

Referred to committee on Town and County Organization

Bill No. 12, S.,

Was read first and second times, and

Referred to committee on Railroads.

BILLS READY FOR A THIRD READING.

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146, of the laws of 1872, and to cure certain omissions in the organization thereof and adding section 1772b to the Wisconsin statutes of 1898.

Passed.

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county.

Passed.

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for re-assessments of special taxes in certain cases in all cities of the first and second class in this state."

Passed.

No. 516, A.,

A bill to amend section 702a of the Wisconsin statutes of 1898, relative to eligibility to the office of county superintendent of schools.

On motion of Mr. Lord,

Re-referred to committee on Education.

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways, to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines.

Passed.

No. 541, A.,

A bill to provide for an accounting to policy holders of life insurance companies.

Passed.

No. 576, A.,

A bill to provide for the permanent record and numbering of schools districts.

Passed.

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts, in the matter of providing and equipping school buildings.

Passed.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 223, A.,

A bill relating to certified copies of documents and amending section 4149 of the Wisconsin statutes of 1898.

Amendment to bill offered by committee on Judiciary.

Amendment adopted.

Amendment to title offered by committee on Judiciary.

Amendment to title adopted.

Bills as amended,

Ordered engrossed and read a third time.

No. 361, A.,

A bill to amend section 925—42 of the Wisconsin statutes of 1898, relating to attorneys in cities under the general law.

Amendment to title offered by committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as police justice for the village of Waunakee, Dane county.

Ordered engrossed and read a third time.

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation and amending the Wisconsin statutes of 1898 by adding one section to be known as section 4095a.

Ordered engrossed and read a third time.

No. 513, A.,

A bill to amend section 919c of the Wisconsin statutes of 1898, relating to the construction of sewers in villages.

Amendment to bill offered by committee on Judiciary.

Amendment to bill adopted.

Amendment to title offered by committee on Judiciary.

Amendment to title adopted.

Bill, as amended,

Ordered engrossed and read a third time.

No. 10, A.,

A bill to enable cities to pay salaries to their mayors,

No. 147, A.,

A bill to amend section 3030 of chapter 131 of the Wisconsin statutes of 1898, relating to supplemental proceedings,

No. 291, A.,

A bill to define and declare the duties of counties in relation to the prosecution of persons accused of committing criminal offenses within their boundaries and also of district attorneys in relation thereto,

No. 329, A.,

A bill to limit costs in actions on orders of municipal corporations.

No. 420, A.,

A bill to amend chapter 278 of the laws of 1895, as amended by chapter 219, laws of 1899, relating to municipal court of Douglas county,

No. 455, A.,

A bill to amend chapter 298, of the laws of 1901, prescribing the duty of and conferring special powers upon county boards of supervisors in certain cases,

No. 570, A.,

A bill to make Saturday from the hour of 12 o'clock noon to 12 o'clock midnight of the same day, a legal half-holiday,

No. 590, A.,

A bill requiring persons suing to set aside any tax to serve upon the county treasurer and county clerk a list containing each description of land affected by such suit,

No. 592, A.,

A bill to provide for official bonds and the payment thereof,
to refund to certain officials the amount paid for such bonds,
and making an appropriation therefor,

Were severally indefinitely postponed.

ADJOURNMENT.

On motion of E. W. Evans,
The assembly adjourned.

THURSDAY, MARCH 5, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Henry W. Jamieson offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loëbs, Lord, Martin, Miller, Moidenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—92.

Absent—Messrs. Ekern, Fridd, Gilman, Johnstone, Price, Smith A. E., Timlin and Willott—8.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Arneman and Willott until March 9.

To Messrs. Fridd, Johnstone and Gilman for this session

To Mr. Barker for March 6.

CORRECTIONS TO THE JOURNAL.

The journal of March 4 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Dixon:

Pet. No. 92, A.,

Petition of Racine trades of labor council in favor of co-employe bills, child labor bill, and protesting against any change in the garnishee laws.

To committee on Judiciary.

By Mr. Cosgrove:

Pet. No. 93, A.,

Petition of J. E. Cummings and ten others, for passage of bill favoring church insurance societies.

To committee on Finance, Banks and Insurance.

By Mr. Loebs:

Pet. No. 94, A.,

Petition of the First Congregational church society of Ripon, protesting against the passage of bill No. 356, A., relating to pool selling.

To committee on State Affairs.

By Mr. Smelker:

Pet. No. 95, A.,

A petition by Mrs. Irene Fox and others, of Cobb, Wisconsin, for the passage of bills No. 75, S., and 204, A., relating to the prevention of the manufacture, sale or importation of cigarettes and cigarette paper.

To committee on Public Health and Sanitation.

By Mr. Carpenter:

Pet. No. 96, A.,

Petition in favor of bill No. 160, A., relating to saw dust, etc., in the Wisconsin river, signed by the Stevens Point Boom Company, and other manufacturers in the city of Stevens Point.

To committee on Fish and Game.

By Mr. Osborn:

Pet. No. 97, A.,

Petition in the form of indorsements, twenty in number, by manufacturers, educators and educational boards and citizens of various cities of bill No. 88, A., to prevent truancy.

To committee on Education.

REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred:

No. 473, A.,

A bill to amend section 153, of the Wisconsin statutes of 1898, relating to the state treasurer,

Has had the same under consideration, and amended as follows:

Insert after the word "exceed" where it occurs in line 6 of section 1 of the printed bill, the words "one quarter of."

And has instructed me to report the same back with the recommendation that when so amended the bill do pass.

Messrs. Chandler and C. H. Smith dissent from the report.

W. L. ROOT,
Chairman.

The committee on Town and County Organization, to whom was referred:

No. 535, A.,

A bill to provide for acquiring land, locating, equipping and maintaining county houses of correction for the detention of persons who may be lawfully confined therein and to dispose of lands now held for such purpose,

Has had the same under consideration, and has instructed me to report the same back to have this bill referred to the committee on Penal and Charitable Institutions.

D. HODGINS,
Chairman

Bill No. 535, A., was re-referred to the committee on Charitable and Penal Institutions.

The committee on Town and County Organization, to whom was referred:

No. 217, A.,

A bill to divide the town of Tomahawk, Lincoln county, Wis., and create the town of Bradley,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same may pass.

D. HODGINS,
Chairman.

The committee on Town and County Organization, to whom was referred:

No. 216, A.,

A bill to detach certain territory from the towns of Rock Falls and Scott, in Lincoln county, Wis., and create the town of Wright, to provide for town meetings therein, and for a final settlement between said towns,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

D. HODGINS,

Chairman.

The committee on Town and County Organization, to whom was referred:

No. 374, A.,

A bill to detach certain territory from the town of Browning in Taylor county, and to create the town of Goodrich; to provide for town meetings therein and for the final settlement between said towns,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same pass.

D. HODGINS,

Chairman.

The committee on Agriculture, to whom was referred:

No. 548, A.,

A bill to amend section 1010, chapter 46 of the statutes of 1898, relating to statistics of farm products,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 59, S.,

A bill to amend section 1482 of the statutes of 1898, relating to obnoxious and infectious animals running at large,

Has had the same under consideration, and has instructed me to report the same back with recommendation for concurrence.

No. 183, A.,

A bill to amend section 170 of chapter 12 of the Wisconsin statutes of 1898, and to provide for the payment of a salary for the state veterinarian,

Has had the same under consideration, and has instructed me to report the same back with amendment in form of a substitute, and when so amended recommend that it do pass.

R. AINSWORTH,

Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 600, A.,

A bill to provide for the taxation of railroad companies,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bill No. 600 was referred to the committee on Bills on their Third Reading.

BILLS READY FOR A THIRD READING.

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers.

Passed.

No. 187, A.,

A bill to provide for the free use of certain public lands by high schools.

Amendment to title offered by committee on Bills on their Third Reading.

Amendment adopted, and bill, as amended,

Passed.

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes, and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a.

Passed.

No. 616, A.,

A bill amending section 578 of the Wisconsin statutes for 1898, relating to instruction of deaf mutes in villages and cities and the organization of schools therefor.

Passed.

BILLS TO BE ORDERED TO A THIRD READING.

No. 30, S.,

A bill enabling married women to assign or otherwise dispose of their interests in policies of life insurance.

Amendment offered by committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered to a third reading.

No. 120, S.,

A bill to amend the charter of Ripon college,

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 2, A.,

A bill to appropriate twenty five thousand dollars as a deficiency fund to complete buildings late in progress of erection at the Wisconsin home for feeble minded; to furnish and equip the same for occupancy; and to adjust balances of expenses incurred in the erection and equipment of such buildings.

Amendment to the bill offered by the committee on Claims.

Amendment adopted.

On motion of Mr. Dahl,

The rules were suspended, and

The bill was placed upon its immediate passage.

The ayes and noes being required, the bill was passed: Ayes, 85; noes, none; absent or not voting, 15.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Barker, Bartlett, Becker, Beedle, Benson, Braddock, Bradford, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thomas, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, LeRoy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, White, Whitson, Williams and Mr. Speaker—85.

Noes—None

Absent not or voting—Messrs. Arneman, Bartzen, Breitwisch, Ekern, Frear, Fridd, Gilman, Johnstone, Price, Reynolds, Smith A. E., Szymarek, Timlin, Westfahl, and Willott—15.

Amendment to title offered by committee on Claims.

Amendment adopted.

No. 166, A.,

A bill to amend section 1950, of the Wisconsin statutes of 1898, relating to the valuation of the policies of life insurance companies and providing for the payment of valuation fees into the state treasury.

Amendment to bill offered by the committee on Finance, Banks and Insurance.

On motion of Mr. Barker,

The bill and pending amendments was referred to the committee on Judiciary.

No. 181, A.,

A bill to amend section 1492a of the Wisconsin statutes of 1898, pertaining to the duty of local health boards and powers of veterinary.

Ordered engrossed and read a third time.

No. 197, A.,

A bill to amend section 1561 of chapter 66 of the Wisconsin statutes of 1898.

Amendment in the form of a substitute offered by committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 300, A.,

A bill to amend section 1971 of the Wisconsin statutes of 1898, as amended by chapter 192 of the laws of 1899, relating to forms and statements of licensed insurance companies.

Amendment to bill offered by committee on Finance, Banks and Insurance.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

Amendment to title offered by committee on Finance, Banks and Insurance.

Amendment to title adopted.

No. 379, A.,

A bill to amend section 1832, of the Wisconsin statutes of 1898, relating to alterations of the routes of railroads.

Ordered engrossed and read a third time.

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of chapter 154, of the Wisconsin statutes of 1898.

On motion of Mr. Carpenter,

Re-referred to committee on Judiciary.

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, 'An act conferring additional jurisdiction on the county court of Portage county.'

Amendment offered by committee on Judiciary,

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the Wisconsin statutes of 1898, relating to the general charter law.

Ordered engrossed and read a third time.

No. 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county.

Ordered engrossed and read a third time.

No. 608, A.,

A bill amending section 1621c of the Wisconsin statutes of 1898, relating to the appointment of a commissioner of the bureau of labor and industrial statistics.

On motion of Mr. Crowley,
Re-referred to committee on State Affairs.

No. 613, A.,

A bill providing for an additional clerk for the bureau of labor and industrial statistics.

On motion of Mr. Root,

Re-referred to committee on Claims.

No. 248, A.,

A bill to authorize the reconveyance of a piece of land in the city of Fond du Lac from the state to Mary A. Hamilton, upon repayment of purchase price.

Indefinitely postponed.

No. 296, A.,

A bill to provide for the survey and preservation of the Indian mounds of the state of Wisconsin, and providing an appropriation therefor.

Indefinitely postponed.

No. 372, A.,

A bill to amend section 4 of chapter 159 of the laws of Wisconsin for the year 1852, entitled, "To incorporate the Milwaukee Gas Light company."

Mr. Evans moved that the bill be re-referred to the committee on Ways and Means.

The ayes and noes being demanded, it was decided in the affirmative.

The vote was as follows: Ayes, 84; noes, 7; absent or not voting, 9.

Ayes—Messrs. Ainsworth, Andrew, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Biaddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Haderer, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reed, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Waterman, White, Whitson, Williams, and Mr. Speaker—84.

Noes—Messrs. Coffland, Hamm, Hartung, Lord, Osborn, Reynolds and Wallrich—7.

Absent or not voting—Messrs. Arneman, Ekern, Fridd, Gilman, Johnstone, Price, Timlin, Westfahl and Willott—9.

On motion of Mr. Smalley,

The assembly took a recess until 7:00 o'clock.

EVENING SESSION.

7:00 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

BILLS INTRODUCED.

Read first and second times and referred.

By Mr. Miller:

No. 622, A.,

A bill providing a bounty for the destruction of crows and hen hawks.

To committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on Bills on Third Reading, to whom was referred:

No. 600, A.,

A bill to provide for the taxation of railroad companies,

Has had the same under consideration, and with verbal corrections has instructed me to report the same as correct.

F. H. LORD,

Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 498, A.,

A bill to regulate banking hours on Saturdays which are not holidays in cities of the third and fourth classes,

No. 606, A.,

A bill to amend section 1966—22 of the Wisconsin statutes of 1898, relating to live stock insurance,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

N. E. LANE,

Chairman.

The committee on Cities, to whom was referred:

No. 262, A.,

A bill relating to the granting of franchises by cities,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bill do pass.

GEO. H. RAY,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 457, A.,

A bill to regulate conditions of policies of life insurance,

Have had the same under consideration, and have instructed me to report the same back with an amendment as follows:

Strike out the word "shall" where it appears at the end of line eleven of section one of the printed bill and insert in lieu thereof the word "may."

Amend further by striking out the words "three years" where they occur in line thirteen of section one of the printed bill and insert in lieu thereof the words "one year" with the recommendation that as amended the bill do pass.

N. E. LANE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in Jt. Res. No. 13, A.,

Providing for the appointment of joint committee of seven to consider the address of the honorable justices of the supreme court relating to the inadequacy of the present quarters of said court, to investigate said matter and report their conclusions to both branches of the legislature.

Has adopted, and asks the concurrence of the assembly in, Jt. Res. No. 22, S.,

Resolution to provide sufficient help to do the work of the senate with dispatch.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 22, S.,

Laid over to March 6, 1903.

ADJOURNMENT.

On motion of Mr. E. W. Evans,
The assembly adjourned.

FRIDAY, MARCH 6, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Henry W. Jamieson offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loeb, Lord, Martin, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rankl, Ray, Reed, Reynolds, Root, Rupp, Smalley, Smelker, Smith A. E., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—87.

Absent—Messrs. Arneman, Carberry, Fridd, Hodgins, Lang, Miller, Price, Rakow, Sidler, Slade, Smith C. H., Timlin and Willott—13.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Fridd and Lang until March 10.

To Messrs. Bartlett, Carberry, Johnstone, Miller, Sidler and C. H. Smith for this session.

CORRECTIONS TO THE JOURNAL.

The journal of March 5 was approved.

COMMUNICATIONS TO THE LEGISLATURE.

Office of Superintendent of Public Property.

MADISON, March 5, 1903.

HON. I. L. LENBONT,

Speaker of the Assembly.

Mr. Speaker: I received from Mr. A. M. Anderson, sergeant of the assembly, a requisition for 28,000 sheets assembly letterheads, ruled. Upon this requisition I delivered to him 15,000 sheets, which is all I have in stock. I have heretofore delivered 98,000 sheets of assembly letterheads. Mr. Anderson informs me that inasmuch as I have no more assembly paper, that he will take 13,000 sheets of common paper ruled. I have 20,000 sheets of that kind of paper in stock, to supply twenty-seven departments of the state, that draw their stationery here from me until there is a new appropriation. I don't quite see how I can do this, and still be able to fill the requisitions that are being constantly made upon this department by the other departments. I send you this for the information of the assembly, who passed resolution No. 17, A., which has been certified to by C. O. Marsh, chief clerk.

Yours truly,

GEO. E. BRYANT,

Superintendent Public Property.

LETTERS, PETITIONS, ETC.

By Mr. Lenroot:

Pet. No. 98, A.,

Communication in the form of an invitation to Mr. Speaker and members of assembly to attend the national and international good roads convention at St. Louis on April 27, 1903, to May 2, 1903.

To committee on Agriculture.

By Mr. Loebs:

Pet. No. 99, A.,

A petition in the form of a resolution from the local board of fire insurance agents of Ripon, protesting against the abolition of local boards.

To committee on Finance, Banks and Insurance.

By Mr. Karel:

Pet. No. 100, A.,

A petition in form of a resolution adopted by the Winnebago county medical society, favoring bill No. 321, A.

To committee on State Affairs.

By Mr. Cowling:

Pet. No. 101, A.,

Petition of Winnebago county medical society, for passage of bill No. 321, A., relating to establishment and maintenance of sanitarium for treatment of pulmonary diseases.

To committee on State Affairs.

By Mr. Martin:

Pet. No. 102, A.,

A petition from the official board of the Methodist Episcopal church of the city of DePere, requesting the passage of bill No. 104, A., relating to church insurance.

To committee on Finance, Banks and Insurance.

RESOLUTIONS INTRODUCED.

By Mr. Dahl:

Res. No. 27, A.,

Resolution for printing 1,000 extra copies of railway commissioners' bill No. 623, A.

Resolved, That there be printed 1,000 extra copies of railway commissioners' bill introduced by Railway committee March 6th, numbered 623, A.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Railroads:

No. 623, A.,

A bill to regulate railroad corporations and other common carriers in this state, to create a board of railroad commissioners, fix their salaries, define its duties and powers, prevent the imposition of excessive rates, prevent unjust discrimination in rates charged for the transportation of passengers and freights, and to prescribe the mode of procedure and the rules of evidence in relation thereto.

To committee on Railroads.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 72, A.,

A bill amendatory of section 3964 of the statutes of 1898, relating to the custody of ward, etc.,

Has had said bill under consideration and has instructed me to report the same back with the recommendation that said bill do pass.

No. 348, A.,

A bill to prohibit the probate of wills which contain provisions tending to defraud the state or any municipality therein out of the payment of taxes,

Has had the said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 405, A.,

A bill to amend section 2853 of the Wisconsin statutes of 1898, relating to the charge to the jury,

No. 191, A.,

A bill to grant immunity from punishment in cases of bribery, attempted bribery and soliciting a bribe, in certain cases,

No. 233, A.,

A bill to amend section 1166 of the Wisconsin statutes of 1898, relating to the redemption of lands of minors, idiots and insane persons,

No. 138, A.,

A bill to amend section 3980 of the Wisconsin statutes of 1898, relating to the appointment of a guardian for non-resident and absent insane,

No. 126, A.,

A bill relating to dower and homesteads,

No. 298, A.,

A bill to permit certain corporations to act as executor, administrator, guardian, trustee and receiver,

No. 397, A.,

A bill relating to undertakings on appeal to the supreme court,

No. 342, A.,

A bill providing for the payment of the costs of proceedings had under search warrants and amendatory of section 4842 of the Wisconsin statutes of 1898,

No. 458, A.,

A bill to amend sections 9 and 10 of chapter 96 of the laws of 1891, and enacting a new section to said chapter 96 of the laws of 1891, to be known as section 7a, entitled, "An act to create a municipal court in and for the county of Langlade,"

No. 363, A.,

A bill to amend section 854, chapter 40, of the Wisconsin statutes of 1898, relating to number of resident population for incorporating villages,

No. 75, A.,

A bill enabling married women to assign or otherwise dispose of their interest in life insurance policies,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,

No. 231, A.,

A bill relating to the salary of commissioners of drainage districts and amendatory of subdivision 30 of section 1379 of the statutes of 1898,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county,

No. 219, A.,

A bill amendatory of section 2020, of the statutes of 1898, relative to deposits by minors, females and trustees,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bills do severally pass. Mr. Wallrich dissents from the report of the committee on bill No. 287, A.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 159, S.,

A bill to create a municipal court for Sawyer county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill be concurred in.

FRANK A. CADY,
Chairman,

The committee on Engrossed Bills, to whom was referred.

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, An act conferring additional jurisdiction on the county court of Portage county,

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as a police justice for the village of Waunakee, Dane county, Wisconsin,

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the statutes of 1898, relating to the general charter law,

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation, and amending the statutes of 1898 by adding one section to be known and designated as section 4095a,

No. 513, A.,

A bill amendatory of section 919c of the statutes of 1898, relating to borrowing money or levying a tax upon the taxable, real and personal property in any village for the construction and maintenance of sewers and drains,

No. 223, A.,

A bill relating to certified copies of documents and amendatory of section 4149 of the statutes of 1898,

No. 197, A.,

A bill amendatory of section 1561 of chapter 66 of the statutes of 1898,

No. 181, A.,

A bill to amend section 1492a of the statutes of 1898, pertaining to the duty of local health boards and powers of veterinary,

No. 379, A.,

A bill to amend section 1832 of the statutes of 1898, relating to alteration of the routes of railroads,

No. 537, A.,

A bill to amend chapter 249, of the laws of 1880, relating to the house of correction of Milwaukee county,

No. 361, A.,

A bill amendatory of section 925-42, of the statutes of 1898, relating to city attorneys in cities under the general law, and also relating to city attorneys in cities of the second, third and fourth classes incorporated under special charters, and enlarging the powers of common councils,

No. 300, A.,

A bill to amend section 1971 of the statutes of 1898, as amended by chapter 192 of the laws of 1899, relating to forms for and statements of licensed insurance companies,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 407, A., 364, A., 536, A., 396, A., 513, A., 223, A., 197, A., 181, A., 379, A., 537, A., 361, A., 300, A., were severally referred to the committee on Bills on their Third Reading.

The committee on State Affairs, to whom was referred:

No. 384, A.,

A bill relating to the advisability of establishing a state park about Devils lake, Sauk county, Wisconsin, and providing an appropriation therefor,

Has had the same under consideration, and recommend that it be amended as follows:

Strike out of the title after the word "Wisconsin," the words "and providing an appropriation therefor;" also, strike out after the word "pay" where it occurs in the third line of section 1 of the printed bill, the words "except as to necessary traveling expenses and actual disbursements incurred;" also, insert after the word "Wisconsin," where it occurs in the third line of section 2 of said printed bill, the words "said commission to take and secure options on adjoining lands."

Further amend by striking out all of section 3 of printed bill and substitute in lieu thereof section 4 of said bill.

And when so amended, has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 95, A.,

A bill to provide for the protection of employees and sanitation in certain buildings,

Has had the same under consideration and has instructed me to report the same back with amendments as follows:

Strike out the word "four," where it appears in section 1 of the second line, and insert in lieu thereof the word "eight."

Strike out the word "screened" where it appears in the seventh line of section 1, and insert the word "enclosed,"

And with the recommendation that when so amended the same do pass.

No. 124, A.,

A bill to regulate the practice of barbering,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be amended by striking out the words "five dollars" where they appear in the third line of section 7 and inserting in lieu thereof the words "one dollar."

Strike out the word three where it appears in the seventh line of section 7 and insert the word two.

Strike out the words, "fifty cents," where they appear in the eighth line of section 9 and insert the words, "one dollar,"

And when so amended it do pass.

E. W. WHITSON,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 17, S.,

A bill relating to physicians' fees in insanity matters and amendatory of section 585 of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be conc ed in.

E. W. WHITSON,
Chairman.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 584, A.,

A bill to amend sections 584 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the words "seven hundred thousand dollars" where they appear in lines three, four and five of section two of the printed bill, and insert in lieu thereof in each place where they so appear the words "eight hundred and fifty thousand dollars."

And with the recommendation that when so amended the bill do pass.

S. E. SMAILEY,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 422, A.,

A bill to submit to the people an amendment to the constitution, relating to the number of justices of the supreme court, and to provide for elections to fill vacancies in the office of justice of the supreme court,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

RESOLUTIONS CONSIDERED.

It. Res. No. 22, S.,

To provide sufficient help to do the work of the senate with dispatch.

On motion of David Evans,

Laid over until March 26.

BILLS READY FOR A THIRD READING.

No. 600, A.,

A bill to provide for the taxation of railroad companies, and making an appropriation therefor,

The ayes and noes being required, the bill was passed: Ayes, 87: noes, none; absent or not voting, 13.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rankl, Ray, Reed, Reynolds, Root, Rupp, Smalley, Smelker, Smith A. E., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Mr. Speaker—87.

Noes—None.

Absent or not voting—Messrs. Arneman, Carberry, Fridd, Hodgins, Johnstone, Osborn, Price, Rakow, Sidler, Slade, Smith C. H., Timlin and Willott—13.

No. 30, S.,

A bill enabling married women to assign or otherwise dispose of their interests in policies of life insurance.

Concurred in.

No. 120, S.,

A bill to amend the charter of Ripon college

Concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 59, S.,

A bill to amend section 1482 of the statutes of 1898, relating to obnoxious and infectious animals running at large.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 216, A.,

A bill to detach certain territory from the towns of Rock Falls and Scott, in Lincoln county, and to create the town of Wright, to provide for town meetings therein, and for a final settlement between said towns,

No. 217, A.,

A bill to divide the town of Tomahawk, Lincoln county, Wis., and to create the town of Bradley,

No. 262, A.

A bill relating to the granting of franchises by cities,

No. 374, A.,

A bill to detach certain territory from the town of Browning, in Taylor county, and to create the town of Goodrich; to provide for town meetings therein and for a final settlement between said towns.

548, A.,

A bill amendatory of section 1010, chapter 46 of the Wisconsin statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports,

Were severally ordered engrossed and read a third time.

No. 457, A.,

A bill to regulate conditions of policies of life insurance.

Amendment offered by committee on Finance, Banks and Insurance.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 473, A.,

A bill to amend section 153, of the Wisconsin statutes of 1898, relating to the state treasurer.

Amendment offered by the committee on State Affairs.

Amendment adopted and bill, as amended,

Ordered engrossed and read a third time.

No. 498, A.,

A bill to regulate banking hours on Saturday which are not holidays in cities of the first, second, third and fourth classes,

No. 606, A.,

A bill to amend section 1966—2 of the Wisconsin statutes of 1898, relating to live stock insurance,

Were severally indefinitely postponed.

MOTIONS CONSIDERED.

On motion of Mr. Cady,

No. 209, A.,

Was returned to the clerk's desk and re-referred to committee
on State Affairs.

ADJOURNMENT.

On motion of Mr. Barker,

The assembly adjourned until 8:45 o'clock p. m., March 9.

31—A. J.

MONDAY, MARCH 9, 1903.

8:45 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. H. W. Bolton offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Barker, Bartlett, Braddock, Bradford, Breitwisch, Brittan, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans, D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnstone, Kehrein, Kimball, Kinney, Koch, La Du, Lane, Loeb, Martin, Miller, Moldenhauer, Morgan, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Thoreson, Thompson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Whitson, Willott and Mr. Speaker—74.

Absent—Messrs. Arneman, Bartzen, Becker, Beedle, Benson, Cady, Dahl, Dinsdale, Frear, Hassa, Johnson H., Johnson T., Karel, Kern, Lang, Le Roy, Lord, Morris, Osborn, Price, Rupp, Strong, Terens, Thiessenshusen, Verbeck and Williams—26.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To all absent members for this session.

To Mr. Le Roy until March 11.

CORRECTIONS TO THE JOURNAL.

The journal of March 6 was approved

LETTERS, PETITIONS, ETC.

By Mr. David Evans, Jr.:

Pet. No. 103, A.,

Petition in the form of a letter from the Bank of Hancock, Wisconsin, protesting against the passage of bill No. 375, A., to regulate state banks.

To committee on Finance, Banks and Insurance.

By Mr. David Evans, Jr.:

Pet. No. 104, A.,

Petition in form of a letter from Vilas Follett, a banker of Coloma Station, Wis., protesting against the passage of bill No. 375, A., to regulate state banks.

To committee on Finance, Banks and Insurance.

By Mr. David Evans, Jr.:

Pet. No. 105, A.,

Petition in form of a letter from H. O. Krusehke, a cranberry grower in Wisconsin, urging passage of bill No. 172, A., to aid the cranberry industry, etc.

To committee on Agriculture.

By Mr. Donald:

Pet. No. 106, A.,

Petition signed by J. N. Dahlen and fifty-one others, asking for the passage of bill No. 77, A., concerning excise and the sale of intoxicating liquors.

To committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on Education, to whom was referred:

No. 140, A.,

A bill to amend section 419a of the Wisconsin statutes of 1898, as amended by chapter 348 of the laws of 1901, relating to the alteration of joint school districts,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same do pass.

No. 380, A.,

A bill to amend chapter 188 of the laws of 1901, relating to encouraging attendance upon free high schools by residents of towns and villages having no free high schools, and prescribing the conditions entitling persons to attend,

Have had the same under consideration, and have instructed me to report the same back with an amendment, as follows:

Strike out all of section 3 in the original bill and substitute therefor the following:

Section 3. The usual diploma issued by any school or school district organized under the laws of the state shall be sufficient evidence of the completion of the course of study hereinbefore mentioned, and it shall be the duty of the state superintendent, in all cases where a course of study is not already prescribed, to prescribe a course of study and designate what shall constitute a completion thereof under this act. A duplicate of such diploma or a copy thereof duly certified as such by any of the persons signing original shall be delivered upon request to the person named therein, and shall be filed by him with the secretary of the free high school board of the free high school district upon his admission to its high school.

A certificate from the county superintendent of any county that this diploma herein before referred to has been properly issued to the person named therein, shall have the same value as the diploma or certified copy thereof, as evidence of completion of the course of study.

All such duplicate diplomas or certificates of any county superintendent or certified copies thereof, so filed shall be attached to the sworn statement of such secretary hereinbefore provided for,

And with the recommendation that when so amended the bill do pass.

No. 37, A.,

A bill to amend section 698, of the Wisconsin statutes, relating to the election and terms of county officers,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Amend title by striking out the word "Wisconsin" where it appears in the title to the bill, also further amend said bill by striking out the word "Wisconsin" where it appears in the first line of section one.

And with the recommendation that when so amended the bill do pass.

JAMES JOHNSTONE,
Chairman.

The committee on Education, to whom was referred:

No. 3, A.,

A bill to repeal chapter 188 of the laws of 1901, being an act to encourage attendance upon free high schools,

No. 35, A.,

A bill to appropriate to the town of Rudolph in Wood county, a sum of money as therein named,

No. 61, A.,

A bill to amend section 2 of chapter 188, laws of 1901, relating to tuition of non-resident pupils in free high schools,

No. 114, A.,

A bill to amend section 1 and 2 of chapter 188 of the laws of 1901, relating to free high schools,

No. 466, A.,

A bill to amend section 439 of the Wisconsin statutes of 1898, relating to the expulsion of pupils from school,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

JAMES JOHNSTONE,

Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 548, A.,

A bill amendatory of section 1010, chapter 46 of the statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports,

No. 262, A.,

A bill relating to the granting of franchises by cities,

No. 216, A.,

A bill to detach certain territory from the towns of Rock Falls and Scott, in Lincoln county, Wis., and to create the town of Wright, to provide for town meetings therein, and for a final settlement between said towns,

No. 217, A.,

A bill to divide the town of Tomahawk, Lincoln county, Wis., and to create the town of Bradley,

No. 473, A.,

A bill to amend section 153, of the statutes of 1898, relating to the state treasurer,

No. 457, A.,

A bill to regulate conditions of policies of life insurance,

No. 374, A.,

A bill to detach certain territory from the town of Browning in Taylor county, and to create the town of Goodrich; to provide for town meetings therein and for a final settlement between said towns,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 548, A., 262, A., 216, A., 217, A., 473, A., 457, A., 374, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as a police justice for the village of Waunakee, Dane county, Wisconsin,

No. 181, A.,

A bill to amend section 1492a of the statutes of 1898, pertaining to the duty of local health boards and powers of veterinary,

No. 300, A.,

A bill to amend section 1971, of the statutes of 1898, as amended by chapter 192 of the laws of 1899, relating to forms for and statements of licensed insurance companies,

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, "An act conferring additional jurisdiction on the county court of Portage county,"

Has examined the same, and with verbal corrections has instructed me to report the same back as correct.

No. 513, A.,

A bill amendatory of section 919c of the statutes of 1898, relating to borrowing money or levying a tax upon the taxable real and personal property in any village for the construction and maintainance of sewers and drains,

Has had the same under consideration, and offer an amendment, as follows:

Amend by inserting after the word "statutes" in the tenth line of the engrossed bill the word and figure "of 1898."

And when so amended report the same as correct.

No. 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county.

Has had the same under consideration, and offer an amendment, as follows:

Amend the bill by inserting after the figures "1865," where they occur in the fourth line of section one of the engrossed bill, the following words: "as amended by chapter 249 of the laws of 1880."

And when so amended report the same as correct. Verbal corrections were also made.

F. H. LORD,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and

personal property of opposing parties in litigation and amending the statutes of 1898 by adding one section to be known and designated as section 4095a,

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the statutes of 1898, relating to the general charter law,

No. 223, A.,

A bill relating to certified copies of documents and amendatory of section 4149 of the statutes of 1898,

Substitute for No. 197, A.,

A bill amendatory of section 1561 of chapter 66, of the statutes of 1898,

No. 379, A.,

A bill to amend section 1832, of the statutes of 1898, relating to alterations of the routes of railroads,

No. 361, A.,

A bill amendatory of section 925—42 of the statutes, 1898, relating to city attorneys in cities under the general law, and also relating to city attorneys in cities of the second, third and fourth classes incorporated under special charters and enlarging the powers of common councils,

Has had the same under consideration, and has instructed me to report the same back correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 58, S.,

A bill to amend section 3363 of the statutes of 1898, relating to the service of summons in cases of tenant's holding over,

No. 87, S.,

A bill amending section 3572 of the statutes of 1898, relating to jurisdiction of justices of the peace, in cities of the first class.

No. 262, S.,

A bill to provide for state insurance on public buildings and make an appropriation therefor,

No. 277, S.,

A bill to amend chapter 218 of the laws of 1899, relating to the district court of Milwaukee county,

No. 284, S.,

A bill to regulate homes for infant children, lying-in hospitals, and maternity homes, and to provide for the supervision of the same by public health officers,

No. 311, S.,

A bill to amend section 4 of chapter 360, of the laws of 1901, entitled, "An act to provide for registration of trade marks, and other marks of ownership, and to prevent the unlawful use and disposal of articles marked therewith,"

No. 315, S.,

A bill amendatory of sections 2284 and 2285 of the statutes of 1898, making husband or wife of devisee a competent subscribing witness to will by destroying devise, except in certain cases,

No. 328, S.,

A bill to amend section 1379—11 of the statutes of 1898, as amended by chapter 50 of the laws of 1901, relating to drainage districts.

Has concurred in

No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the Wisconsin statutes of 1898,

With an amendment, as follows:

Amend bill No. 52, A., by adding after word "law" in seventeenth line of the printed bill, the following sentence:

"Such summons shall be filed with said justice within 24 hours after service thereof, and upon failure to do so the action shall be dismissed."

And has concurred in

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipping of ice from meandered lakes in the state of Wisconsin,

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses,

No. 284, A.,

A bill to amend section 1748 of the statutes of 1898, relating to powers conferred on corporations.

SENATE MESSAGE CONSIDERED.

Bills Nos. 58, S., 87, S., 277, S., and 315, S.,

Were read first and second times, and

Referred to the committee on Judiciary.

Bills Nos. 262, S., and 328, S.,

Were read first and second times, and

Referred to the committee on State Affairs.

Bill No. 284, S.,

Was read first and second times, and

Referred to the committee on Charitable and Penal Institutions.

Bill No. 311, S.,

Was read first and second times, and

Referred to the committee on Manufactures.

BILLS READY FOR A THIRD READING.

No. 59, S.,

A bill to amend section 1482 of the statutes of 1898, relating to obnoxious and infectious animals running at large.

Concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 17, S.,

A bill relating to physicians' fees in insanity matters and amendatory of section 585d of the statutes of 1898.

Ordered to a third reading.

No. 159, S.,

A bill to create a municipal court for Sawyer county.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 14, A.,

A bill to authorize the La Crosse and Black River Railroad company, its successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of creating hydraulic power to operate its railroad, and for the production and transmission of light, heat and power and for any other lawful public purpose,

Amendment in the form of a substitute offered by the committee on Lumber and Mining.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 95, A.,

A bill to provide for the protection of employes and sanitation in certain buildings.

Amendment offered by the committee on Public Health and Sanitation.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 124, A.,

A bill to regulate the practice of barbering.

Amendment proposed by the committee on Public Health and Sanitation.

Amendment adopted, and bill, as amended,

Was refused engrossment and a third reading.

No. 183, A.,

A bill to amend section 170 of chapter 12 of the Wisconsin statutes of 1898, and to provide for the payment of a salary for the state veterinarian,

Re-referred to committee on Claims.

No. 297, A.,

A bill to authorize E. G. Boynton and Orlando Holway to build and maintain a dam across Black river in Jackson county.

Amendment in the form of a substitute offered by the committee on Lumber and Mining.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 384, A.,

A bill relating to the advisability of establishing a state park about Devils lake, Sauk county, Wisconsin, and providing an appropriation therefor.

Amendment to the bill offered by the committee on State Affairs.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

Amendment to title offered by the committee on State Affairs adopted.

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

On motion of Mr. Smalley,

Laid over until March 10.

No. 191, A.,

A bill to grant immunity from punishment in cases of bribery, attempted bribery and soliciting a bribe, in certain cases.

On motion of Mr. Barker,

Laid over until March 10.

No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges,

No. 72, A.,

A bill to amend section 3964 of the Wisconsin statutes of 1898, relating to the custody of ward, etc.

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,

No. 219, A.,

A bill amendatory of section 2020, of the Wisconsin statutes of 1898, relative to deposits by minors, trustees and females,

No. 231, A.,

A bill relating to the change of the salary of commissioners established for the supervision of drainage districts and amending subdivision 30 of section 1379 of the Wisconsin statutes of 1898,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county,

Were severally ordered engrossed and read a third time.

No. 75, A.,

A bill enabling married women to assign or otherwise dispose of their interest in life insurance policies,

No. 126, A.,

A bill relating to dower and homesteads.

No. 138, A.,

A bill to amend section 3980 of the Wisconsin statutes of 1898, relating to the appointment of a guardian for non-resident and absent insane,

No. 233, A.,

A bill to amend section 1166, of the Wisconsin statutes of 1898, relating to the redemption of lands of minors, idiots and insane persons,

No. 298, A.,

A bill to prevent certain corporations to act as executor, administrator, guardian, trustee and receiver,

No. 342, A.,

A bill providing for the payment of the cost of proceedings had under search warrants and amendatory of section 4842 of the Wisconsin statutes of 1898,

No. 363, A.,

A bill to amend section 854, chapter 40, of the Wisconsin statutes of 1898, relating to number of resident population for incorporating villages,

No. 397, A.,

A bill relating to undertakings on appeal to the supreme court,

No. 405, A.,

A bill to amend section 2853 of the Wisconsin statutes of 1898, relating to the charge to the jury,

No. 458, A.,

A bill to amend sections 9 and 10 of chapter 96 of the laws of 1891, and enacting a new section to said chapter 96 of the laws of 1891, to be known as section 7a, entitled, "An act to create a municipal court in and for the county of Langlade,

On motion of Mr. Root,

Were each indefinitely postponed.

COMMITTEE APPOINTMENTS.

The chair announced the appointment of Messrs. Cady, Bradford, Douglas and Lord to represent the assembly on the joint committee to consider the address of the honorable justices of the supreme court, as provided for in Jt. Res. No. 13. A.

ADJOURNMENT.

On motion of Mr. Carpenter,
The assembly adjourned.

TUESDAY, MARCH 10, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. H. W. Bolton offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Becker, Benson, Braddock, Bradford, Breitwisch, Brittan, Carberry, Carpenter, Chandier, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Kehrein, Kimball, Kinney, Koch, La Du, Lang, Lane, Loebs, Martin, Miller, Moldenhauer, Morgan, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—84.

Absent—Messrs. Bartlett, Bartzen, Beedle, Cady, Hassa, Johnson Henry, Karel, Kern, LeRoy, Lord, Morris, Osborn, Price, Strong, Terens and Thiessenhusen—16.

Absent with leave—Messrs. Leroy and Price.

LEAVE OF ABSENCE

Was granted

To Mr. Beedle indefinitely.

To Mr. Hassa until March 11.

To Messrs. Bartzen, Cady, Johnson H., Karel, Kern, Lord, Morris, Osborn, Strong, Terens, Thiessenhusen.

LETTERS, PETITIONS, ETC.

By Mr. Timlin:

Pet. No. 107, A.

Petition by the Milwaukee Methodist ministers' association in favor of the passage of bill No. 284, S., a bill to provide for lying in hospitals.

To committee on Charitable and Penal Institutions.

By Mr. Timlin.

Pet. No. 108, A.,

Petition by the Milwaukee Methodist ministers' association, against the repeal of the marriage license law, and further asking for an amendment prohibiting the marriage of first cousins.

To committee on Judiciary.

By Mr. Martin:

Pet. No. 109, A.,

Petition of Frank B. Duchiatian and sixty-seven other citizens of Green Bay, against the killing of wild game in the spring season.

To committee on Fish and Game.

By Mr. Ekern:

Pet. No. 110, A.,

Petition of Alfred J. Herrick and twenty-two others, for the passage of the anti-cigarette bill, now pending in both houses and known as bills No. 75, S., and No. 204, A.

To committee on Public Health and Sanitation.

By Mr. David Evans, Jr.:

Pet. No. 111, A.,

Petition in the form of a letter of H. Miner, secretary of the Metallic Bell Cranberry Co., Shennington, Wis., favoring bill No. 172, A., relating to cranberry culture.

To committee on Agriculture.

By Mr. Coffland:

Pet. No. 112, A.,

Petition from the official board, M. E. church, Richland Center, requesting the passage of bill No. 104, A., relating to church insurance.

To committee on Finance, Banks and Insurance.

MOTIONS CONSIDERED.

Mr. Braddock moved to reconsider the vote by which the assembly refused to order to engrossment

No. 124, A.,

A bill to regulate the practice of barbering.

The ayes and noes being demanded, it was decided in the affirmative; Ayes, 49; noes, 33, absent or not voting, 18.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Barker, Benson, Braddock, Bradford, Breitwisch, Brittan, Carpenter, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Gilman, Haderer, Hodgins, Johnson F., Johnson Thos., Kimball, Kinney, Lang, Lane, Martin, Morgan, Peterson, Potter, Rankl, Ray, Slade, Smelker, Stevens, Thoreson, Valentine, Verbeck, Wallrich, Waterman, White, Whitson, Williams and Mr. Speaker—49.

Noes—Messrs. Arneman, Becker, Carberry, Chandler, Doolittle, Evans E. W., Fritzke, Hamm, Hannifin, Hartung, Irvine, Johnstone, Kehrein, Koch, La Du, Loebs, Miller, Moldenhauer, Rakow, Reed, Reynolds, Root, Rupp, Sidler, Smalley, Smith A. E., Smith C. H., Szymarek, Tarrell, Thompson, Timlin, Westfahl and Willott—33.

Absent or not voting—Messrs. Bartlett, Bartzen, Beedle, Cady, Crowley, Fridt, Hassa, Johnson Henry, Karel, Kern, Le Roy, Lord, Morris, Osborn, Price, Strong, Terens and Thiessenhusen—18

On motion of Mr. Braddock,

No. 124, A.,

Was made a special order for 11 o'clock a. m., March 12.

SENATE MESSAGE CONSIDERED.

Amendment to

No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the Wisconsin statutes of 1898.

Adopted by the senate.

Concurred in.

BILLS READY FOR A THIRD READING.

No. 181, A.,

A bill to amend section 1492a of the Wisconsin statutes of 1893, pertaining to the duty of local health boards and powers of veterinary.

Passed.

Amendment to title offered.

Amendment to title adopted.

No. 300, A.,

A bill to amend section 1971, of the Wisconsin statutes of 1898, as amended by chapter 192 of the laws of 1899, relating to forms and statements of licensed insurance companies.

Passed.

Amendment to title offered.

Amendment to title adopted.

No. 197, A.,

A bill to amend section 1561 of chapter 66 of the Wisconsin statutes of 1898,

No. 223, A.,

A bill relating to certified copies of documents and amending section 4149 of the Wisconsin statutes of 1898,

No. 361, A.,

A bill to amend section 925—42 of the Wisconsin statutes of 1898, relating to attorneys in cities under the general law,

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as police justice for the village of Waunakee, Dane county,

No. 379, A.,

A bill to amend section 1832 of the Wisconsin statutes of 1898, relating to alterations of the routes of railroads,

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation and amending the Wisconsin statutes of 1898 by adding one section to be known as section 4095a,

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, "An act conferring additional jurisdiction on the county court of Portage county,"

No. 513, A.,

A bill to amend section 919c of the Wisconsin statutes of 1898, relating to the construction of sewers in villages,

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the Wisconsin statutes of 1898, relating to the general charter law,

No. 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county,

Were severally passed.

No. 17, S.,

A bill relating to physicians' fees in insanity matters and amendatory of section 585d of the statutes of 1898.

Concurred in.

No. 159, S.,

A bill to create a municipal court for Sawyer county.

On motion of Mr. Donald,

Laid over until March 11.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 37, A.,

A bill to amend section 698 of the Wisconsin statutes, relating to the election and terms of county officers.

On motion of Mr. Johnstone,

Laid over until March 11.

No. 380, A.,

A bill to amend chapter 188 of the laws of 1901, relating to encouraging attendance upon free high schools by residents of towns and villages having no free high schools, and prescribing the conditions entitling persons to attend.

Amendment offered by committee on Education.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

Amendment offered by the committee on Assessment and Collection of Taxes.

Amendment offered by Mr. Douglas, as follows:

Further amend section 1 of bill No. 584, A., by inserting in the tenth line of said section after the words "twenty years," the words "taught in public, private and parochial schools;" further amend said bill by adding a new section thereto, to be known as section 2a, and to read as follows:

Section 2a. In the annual school census, now provided by law to be taken, there shall be ascertained and reported to the county or city superintendent, as the case may be, the whole number of children between the ages of four and twenty years taught in private and parochial schools. Each city and county superintendent shall in his annual report to the state superintendent include such information therein.

On motion of Mr. Douglas,

The bill, with pending amendments, was re-referred to the committee on Education.

No. 140, A.

A bill to amend section 419a of the Wisconsin statutes of 1898, as amended by chapter 348 of the laws of 1901, relating to the alteration of joint school districts,

No. 619, A.,

A bill to authorize the heirs and personal representatives of Richard Scheu, deceased, and their associates and assigns, to build and maintain a dam across Copper river.

Were severally ordered engrossed and read a third time.

No. 3, A.,

A bill to repeal chapter 188 of the laws of 1901, being an act to encourage attendance upon free high schools,

No. 35, A.,

A bill to appropriate to the town of Rudolph in Wood county, a sum of money as therein named,

No. 61, A.,

A bill to amend section 2 of chapter 188, laws of 1901, relating to tuition of non-resident pupils in free high schools,

No. 114, A.,

A bill to amend section 1 and 2 of chapter 188 of the laws of 1901, relating to free high schools,

No. 191, A.,

A bill to grant immunity from punishment in cases of bribery, attempted bribery and soliciting a bribe, in certain cases,

No. 466, A.,

A bill to amend section 439 of the Wisconsin statutes of 1898, relating to the expulsion of pupils from school,

Were severally indefinitely postponed.

ADJOURNMENT.

On motion of E. W. Evans,
The assembly adjourned.

WEDNESDAY, MARCH 11, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. H. W. Bolton offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfabl, White, Whitson, Williams, Willott and Mr. Speaker—97.

Absent—Messrs. Osborn, Price and Reed—3.

Absent with leave—Mr. Price.

CORRECTIONS TO THE JOURNAL.

The journal of March 10 was approved.

LETTERS, PETITIONS, ETC.

By Mr. David Evans, Jr.:

Pet. No. 113, A.,

Petition in the form of a letter from Vilas Follett, against bill No. 375, A., relating to the banking law bill.

To committee on Finance, Banks and Insurance.

By Mr. Coffland:

Pet. No. 114, A.,

Petition from the asylum trustees and superintendent of the following counties: Grant, Racine, La Crosse, Richland, Iowa, Dane, Sauk and Green, approving the plan to erect an addition to the Northern hospital for the violent insane.

To committee on Charitable and Penal Institutions.

By Mr. Coffland:

Pet. No. 115, A.,

Petition from the asylum trustees and superintendent of the following counties: Brown, Waupaca, Walworth, Fond du Lac, Outagamie, Manitowoc, Dodge, Sheboygan, Winnebago, approving the plan to erect an addition to the northern hospital for the care of the violent insane.

To committee on Charitable and Penal Institutions.

By MrCoffland:

Pet. No. 116, A.,

Petition from the asylum trustees and superintendent of the following counties: Milwaukee, Columbia, St. Croix, Dunn, Marathon, Trempealeau, Chippewa, Jefferson, approving the plan to erect an addition to the northern hospital for the violent insane.

To committee on Charitable and Penal Institutions.

By Mr. Morris:

Pet. No. 117, A.,

Petition of H. P. Fully and ninety-five other citizens of Sawyer county, favoring bill No. 159, S., to create a municipal court for Sawyer county.

To committee on Judiciary.

By Mr. Tarrell:

Pet. No. 118, A.,

Petition of Geo. N. Foster and others, in favor of bill No. 167, A., relating to the sale of liquor to minors, etc.

To committee on State Affairs.

By Mr. Tarrell:

Pet. No. 119, A.,

Petition in the form of a letter, relating to the banking law
To committee on Finance, Banks and Insurance.

By Mr. Carberry:

Pet. No. 120, A.,

Petition of Roy Brothers and one hundred and ninety other citizens of Fond du Lac, in favor of the passage of bill No. 92, A., relating to exemption of wages from taxation.

To committee on Judiciary.

By Mr. Morris:

Pet. No. 121, A.,

Petition in the form of a protest against passage of bill No. 159, S., creating municipal court in Sawyer county.

To committee on Judiciary.

By Mr. Morris:

Pet. No. 122, A.,

Petition of S. J. Williams, county judge, and 129 other citizens of Sawyer county, favoring bill No. 159, S., to create a municipal court for Sawyer county.

To committee on Judiciary.

By Mr. Morris:

Pet. No. 123, A.,

Petition of W. E. Hogue, vice president of school board, and twenty-eight others, favoring bill No. 159, S., to create a municipal court for Sawyer county.

To committee on Judiciary,

By Mr. Morris:

Pet. No. 124, A.,

Petition of R. L. McCormick, chairman of the county board of Sawyer county and forty other business men of Sawyer county favoring bill No. 159, S., creating a municipal court for Sawyer county.

To committee on Judiciary.

By Mr. Morris:

Pet. No. 125, A.,

Petition of H. A. Emerson and 157 other citizens of Sawyer county favoring bill No. 159, S., to create a municipal court for Sawyer county.

To committee on Judiciary.

RESOLUTIONS INTRODUCED.

By Mr Breitwisch:

Jt. Res. No. 18, A.,

Joint resolution constituting the members of the joint committee on Claims as a special committee to visit and examine the buildings and grounds of the state normal schools at Milwaukee and Platteville.

Laid over to March 12.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on State Affairs:

No. 624, A.,

A bill to appropriate a certain sum of money for the purchase of stationery for the use of the state.

To committee on State Affairs.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 418, A.,

A bill relating to combinations and agreements made in restraint of trade, and to the proof necessary and damages recoverable in civil actions brought to recover damages by reason thereof,

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they do severally pass.

IRA B. BRADFORD,
Acting Chairman.

The committee on Judiciary, to whom was referred:

No. 70, S.,

A bill to amend chapter 394 of the laws of 1901, empowering the district attorney of any county to appoint assistants and to provide for the fixing and payment of salaries,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be concurred in. Mr. Ekern dissenting.

IRA B. BRADFORD,
Acting Chairman.

The committee on Judiciary, to whom was referred:

No. 272, A.,

A bill concerning the re-binding and transcribing of records,

Has had the same under consideration, and has instructed me to report the same back by substitute with the recommendation that the substitute do pass.

IRA B. BRADFORD,
Acting Chairman.

The committee on Judiciary, to whom was referred:

No. 453, A.,

A bill to amend section 2625 of the Wisconsin statutes of 1898, relating to change of place of trial of civil actions,

No. 357, A.,

A bill to amend section 2625 of the statutes of 1898, relating to the place of trial of civil actions,

No. 273, A.,

A bill to repeal section 690 of the statutes of 1898, relating to the transcribing of public records,

No. 148, A.,

A bill to amend chapter 292 of the laws of 1899, relating to the terms of contracts to be made and bonds to be given by contractors erecting, constructing, equipping, repairing, or removing buildings belonging to the state, or to any county, city, village, town, or school district therein,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

IRA. B. BRADFORD,
Acting Chairman.

The committee on State Affairs, to whom was referred:

No. 294, A.,

A bill to appropriate money for the further prosecution of the geological and natural history survey of the state,

Has had the same under consideration, and recommend that it be amended as follows:

Strike out after the word "region," where it occurs in the seventh line of section 1 of the printed bill, the words "There is also appropriated specially the sum of two thousand five hundred dollars, for suitable equipment of the laboratories of the survey,"

And when so amended, has instructed me to report the same back with the recommendation that it do pass.

The committee on State Affairs, to whom was referred:

No. 259, A.,

A bill to appropriate a certain sum to the eastern Wisconsin firemen's association,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

Bills Nos. 259, A., and 294, A., were re-referred to committee on Claims.

The committee on State Affairs, to whom was referred:
No. 56, A.,

A bill to amend section 1 of chapter 251 of the laws of 1899 as amended by chapter 107 of the laws of 1901, regulating the issuance of warehouse certificates in certain cases,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

The committee on Cities, to whom was referred:
No. 55, A.,

A bill to fix the terms of office of members of the common council and supervisors in cities of the second, third and fourth classes,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

GEO. H. RAY,
Chairman.

The committee on Assessment and Collection of Taxes, to whom was referred:

Jt. Res. No. 16, A.,

Joint resolution requesting the tax commission to investigate and report to the legislature within two weeks whether the lumbering, manufacturing, mining and other important industries of northern Wisconsin are paying their just share of taxes as compared with the taxable property of southern Wisconsin,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

S. E. SMAILEY,
Chairman.

The committee on Military Affairs, to whom was referred:
No. 307, A.,

A bill to appropriate a certain sum of money for the purchase of the light horse squadron armory, located on Broadway, Milwaukee, Wisconsin,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be favorably considered by the committee on Claims.

A. E. SMITH,
Chairman.

Bill No. 307, A., was re-referred to the committee on Claims.

The committee on Charitable and Penal Institutions, to whom was referred:

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein specified,

Has had the same under consideration, and instructed me to report the same back with amendments, as follows:

Amend bill No. 103, A., by striking out in the fourth and fifth lines of the printed bill the words and figures "one hundred and seventy-two thousand (172,000)" where they occur therein and inserting in lieu thereof the words and figures "one hundred and sixty thousand (160,000)."

Also strike out in the 5th and 6th lines the words and figures "one hundred and ninety-three thousand (193,000)," and insert in lieu thereof the words and figures "one hundred and eighty thousand (180,000);"

Also strike out in the 12th line the words and figures "one hundred and fifty-three thousand (153,000)," and insert in lieu thereof the words and figures "one hundred and forty thousand (140,000)."

And with the recommendation that when so amended the bill do pass.

• No. 380, A.,

A bill to amend section 561a of the Wisconsin statutes of 1898, relating to the state board of control,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

A. H. DAHL.

Chairman.

Bill No. 103, A., was re referred to the committee on Claims.

The committee on Public Lands, to whom was referred:

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls & Northeastern railway company, a right of way over and across the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of the southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), in township twenty eight (28) north, of range eight (8) west, in Chippewa county.

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 615, A.,

A bill to better provide for the care and safety of the records in the state land office.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

GEO. P. STEVENS,
Chairman.

Bill No. 615, A., was re-referred to committee on Claims.

The committee on Town and County Organization, to whom was referred:

No. 19, S.,

A bill to amend sub-section 12 of section 670 of the statutes of 1898, relating to appropriations by county boards for the erection of soldiers' and sailors' monuments,

Has had the same under consideration, and has instructed me to report the same back with the recommendation for concurrence.

D. HODGINS,
Chairman.

The committee on Town and County Organization, to whom was referred:

No. 579, A.,

A bill to detach certain territory from the county of Gates and attach said territory to the county of Chippewa,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be indefinitely postponed.

D. HODGINS,
Chairman.

The committee on Town and County Organization, to whom was referred:

No. 150, S.,

A bill to change the boundaries of the towns of Crandon, Caswell and Wabena, in Forest county, and to create, from the territory of the towns of Crandon, North Crandon, Caswell and Wabena in Forest county, the towns of Hiles and Laona, and establishing the township system of school government therein.

Has the same bill under consideration, and has instructed me to report the same back with the recommendation that it the same be concurred in.

D. HODGINS,
Chairman.

The committee on Agriculture, to whom was referred:

No. 301, A.,

A bill to appropriate certain sums of money to the Wisconsin state board of agriculture,

Has had the same under consideration, and has instructed me to report the same back with recommendation that it do pass,

No. 247, A.,

A bill to amend chapter 220 of the laws of 1899, entitled, "An act to provide for lien for threshing grain and shelling corn, and for its enforcement",

Has had the same under consideration, and instructed me to report the same back with an amendment in the form of a substitute, and when so amended with the recommendation that the same do pass.

R. AINSWORTH,
Chairman.

Bill No. 301, A., was referred to the committee on Claims.

The committee on Engrossed Bills, to whom was referred:

No. 140, A.,

A bill to amend section 419a of the statutes of 1898, as amended by chapter 348 of the laws of 1901, relating to the alteration of joint school districts,

No. 384, A.,

A bill relating to the advisability of establishing a state park about Devils lake, Sauk county, Wisconsin, and providing an appropriation therefor,

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,

No. 72, A.,

A bill amendatory of section 3964 of the statutes of 1898, relating to custody of ward, etc.,

No. 231, A.,

A bill relating to the salary of commissioners of drainage districts and amendatory of subdivision 30 of section 1379 of the statutes of 1898,

No. 297, A.,

A bill to authorize Erwin G. Boynton and Orlando Holway, their heirs, successors and assigns to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of improving the navigation of said river and for the manufacture of flour, feed and other milling products and the generation and transmission of electric and hydraulic power and for other manufacturing purposes.

No. 619, A.,

A bill to authorize the heirs and personal representatives of Richard Scheu, deceased, and their associates and assigns, to build and maintain a dam across Copper river,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county,

No. 22, A.,

A bill to amend section 2354 of the statutes of 1898, relating to the fees of county judges,

No. 95, A.

A bill to provide for the protection of employees and sanitation in certain buildings,

No. 219, A.,

A bill amendatory of section 2020, of the statutes of 1898, relative to deposits by minors, females and trustees,

No. 14, A.,

A bill to authorize the La Crosse and Black River railroad company, its successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of improving the navigation of said river and the creating of hydraulic power and the transmission of light and heat with which to operate its railroad, and for other lawful public purposes.

No. 380, A.,

A bill to amend chapter 188 of the laws of 1901, relating to encouraging attendance upon free high schools by residents of towns and villages having no free high schools, and prescribing the conditions entitling persons to attend,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 14, A., 22, A., 72, A., 95, A., 140, A., 165, A., 219, A., 231, A., 287, A., 297, A., 380, A., 384, A., 619, A.,

Were severally re-referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 457, A.,

A bill to regulate conditions of policies of life insurance, Have had the same under consideration, and have instructed me to report the same back correct.

No. 216, A.,

A bill to detach territory from the towns of Rock Falls and Scott, in Lincoln county, Wisconsin, and to create the town of Wright, to provide for town meetings therein, and for a final settlement between said towns,

No. 217, A.,

A bill to divide the town of Tomahawk, Lincoln county, and to create the town of Bradley,

No. 262, A.

A bill relating to granting of franchises by cities,

No. 473, A.,

A bill to amend section 153, of the statutes of 1898, relating to the state treasurer,

No. 374, A.,

A bill to detach certain territory from the town of Browning, in Taylor county, and to create the town of Goodrich; to provide for town meetings therein and for a final settlement between said towns,

No. 548, A.,

A bill amendatory of section 1010, chapter 46 of the statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports,

Has had the same under consideration, and with verbal corrections has instructed me to report the same back correct.

F. H. LORD,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 128, A.,

A bill to repeal chapter 470 of the laws of the state of Wisconsin for 1901, being an act relating to the cutting and shipping of ice from meandered lakes in the state of Wisconsin,

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses,

No. 284, A.,

A bill to amend section 1748 of the statutes of 1898, relating to powers conferred on corporations,

Have examined the same, and have instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in assembly amendment to

No. 30, S.,

A bill enabling married women to assign or otherwise dispose of their interests in policies of life insurance

And asks for the return for further consideration of

No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the statutes of 1898.

SENATE MESSAGE CONSIDERED.

On motion of Mr. Smalley,

The vote by which the senate amendment to bill No. 52, A., was concurred in, was reconsidered, and

Bill No. 52, A., was ordered returned to the senate.

BILLS READY FOR A THIRD READING.

No. 159, S.,

A bill to create a municipal court for Sawyer county.

Concurred in.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 37, A.,

A bill to amend section 698 of the Wisconsin statutes, relating to the election and terms of county officers.

Amendment to bill offered by committee on Education.

Amendment adopted.

Amendment offered by Mr. Potter as follows:

Amend by striking out the word "four" where it occurs in line three in section two and insert in lieu thereof the word "two."

On motion of Mr. Cady,

The bill and pending amendments was re-referred to the committee on Judiciary.

No. 348, A.,

A bill to prohibit the probate of wills which contain provisions tending to defraud the state or any municipality therein out of the payment of taxes.

Amendment in the form of a substitute offered by the committee on Judiciary.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

MOTIONS CONSIDERED.

On motion of Mr. Peterson,

Bill No. 112, A., was recalled from the committee on Public Lands and returned to the clerk's desk.

On motion of Mr. Crowley,

The assembly took a recess until 7:30 o'clock p. m.

EVENING SESSION.

7:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

LETTERS, PETITIONS, ETC.

By Mr. Barker:

Pet. No. 126, A.,

Petition by the people of Milwaukee to the state legislature for power to establish a municipal coal and wood yard.

To committee on Cities.

BILLS INTRODUCED.

Read first and second times and referred.
By committee on State Affairs.

No. 625, A.,

A bill to amend section 14 chapter 358, laws of 1901, relative to shipping dry deer skins.

To committee on Fish and Game.

REPORTS OF COMMITTEES.

Your committee on Education, to whom was referred bill No. 584, A., with pending amendments, beg leave to report that after careful consideration of the amendment proposed changing the method of distribution of the school fund income, they are of the opinion that if such change shall be adopted, it should be by creating a new section making provision for distribution of the tax provided for by said bill separately from the distribution of the school fund income fund, and hence should be presented in a separate bill instead of by amendment to the present bill.

Your committee therefore, would recommend that the amendment proposed by Mr. Douglas be not adopted.

The committee will further state that it will consider the matter proposed in such amendment, and if in its judgment the change should be made will later present a bill covering the subject.

JAMES JOHNSTONE,
Chairman.

The committee on Education, to whom was referred:

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass as recommended by the committee on Assessment and Collection of Taxes.

JAMES JOHNSTONE,
Chairman.

The committee on Corporations, to whom was referred:

No. 694, A.,

A bill to amend sub-division seven of section 1772 of the statutes of 1898, as amended by section one of chapter 238 of the general law of 1901, relating to the filing of articles of incorporation,

No. 108, A.,

A bill to amend chapter 59, of the statutes of 1898, relating to the reorganization of cemetery companies,

No. 431, A.,

A bill to amend section 1775, of the statutes of 1898, relating to the general power of corporations and corporations holding stock in other corporations,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be severally indefinitely postponed.

IRA B. BRADFORD,

Chairman.

The committee on Dairy and Food, to whom was referred:

No. 341, A.,

A bill to limit the number of copies of the biennial report of the dairy and food commissioner to ten thousand, and provide for the publication of quarterly bulletins by said commissioner,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same do pass.

S. D. SLADE,

Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 14, A.,

A bill to authorize the La Crosse and Black River railroad company, its successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of improving the navigation of said river and the creating of hydraulic power and the transmission of light and heat with which so operate its railroad, and for other lawful purposes,

No. 72, A.,

A bill to amend section 3964 of the statutes of 1898, relating to the custody of ward, etc.,

No. 95, A.,

A bill to provide for the protection of employes and sanitation in certain buildings,

No. 140, A.,

A bill to smend section 419a of the statutes of 1898, as amended by chapter 348 of the laws of 1901, relating to the alteration of joint school districts,

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county,

No. 297, A.,

A bill to authorize Erwin G. Boynton and Orlando Holway, their heirs, successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of improving the navigation of said river and for the manufacture of flour, feed and other milling products, and the generation and transmission of electric and hydraulic power and for other manufacturing purposes,

No. 380, A.,

A bill to amend chapter 188 of the laws of 1901, relating to encouraging attendance upon free high schools by residents of towns and villages having no free high schools, and prescribing the conditions entitling persons to attend,

No. 384, A.,

A bill relating to the advisability of establishing a state park about Devils lake, Sauk county, Wisconsin,

Has had the same under consideration, and with verbal corrections has instructed me to report the same back as correct.

No. 22, A.,

A bill to amend section 2454 of the statutes of 1898, relating to fees of county judges,

No. 219, A.,

A bill amendatory of section 2020, of the statutes of 1898, relative to deposits by minors, trustees and females,

No. 231, A.,

A bill relating to the change of the salary of commissioners established for the supervision of drainage districts and amending subdivision 30 of section 1379 of the statutes of 1893,

No. 619, A.,

A bill to authorize the heirs and personal representatives of Richard Scheu, deceased, and their associates and assigns, to build and maintain a dam across Copper river,

Has had the same under consideration, and has instructed me to report the same back correct.

F. H. LORD,
Chairman

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in

No. 2, A.,

A bill to appropriate twenty thousand dollars as a deficiency fund to complete buildings late in progress of erection at the Wisconsin home for feeble minded; to furnish and equip the same for occupancy; and to adjust balances of expenses incurred in the erection and equipment of such buildings,

No. 107, A.,

A bill to amend section 290, of the Wisconsin statutes of 1898, relating to superintendent of public property and of stationery.

And has concurred in

No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace, and amendatory of section 3594 of the statutes of 1898,

With an amendment, as follows:

Amend bill No. 52, A., by adding after the word "attorney," in the sixteenth line of section one of the printed bill, the following sentence:

"Such summons shall be filed with said justice within 24 hours after service thereof, and upon failure to do so the action shall be dismissed."

And has passed, and asks the concurrence of the assembly in,

No. 56, S.,

A bill to authorize certain corporations organized under the laws of this or any other state to consolidate with certain corporations organized under the laws of this state,

No. 97, S.,

A bill to authorize the board of supervisors of any county in this state bordering on a navigable river which is the boundary line between such county and another state, to build and maintain a bridge or bridges across such river conjointly with the board of supervisors of such adjoining county in such other state,

No. 102, S.,

A bill to compel the rebuilding and reconstruction of the railway bridges of the Chicago & Northwestern and Chicago, Milwaukee & St. Paul railroads over the Yahara river in the city of Madison, and likewise to compel the city of Madison to rebuild and reconstruct its bridges over said river so as to remove obstruction to the navigation of said river.

No. 103, S.,

A bill amending section 3105 of chapter 134 of the statutes of 1898, relating to actions and proceedings for partition.

No. 129, S.,

A bill to prevent the sale of unclean and unsanitary milk and the use thereof in the manufacture of food products and to prohibit unclean and unsanitary conditions of creameries, cheese factories and milk dealers' establishments or outfits,

No. 144, S.,

A bill relating to the duties, qualifications and salary of the state superintendent,

No. 204, S.,

A bill to amend section 4 of chapter 43, laws of 1901, entitled, "An act to amend section 1379—13, 1379—18, 1379—19, 1379—21, 1379—24, 1379—31, of the statutes of 1898, relating to drainage districts, in relation to the enforcement of the collection of drainage assessments against towns and the interest thereon,"

No. 217, S.,

A bill to amend chapter 264 of the laws of 1899, relating to a pension fund for members of the fire department in cities of the first class,

No. 280, S.,

A bill to amend section 4051, of the statutes of 1898, relating to fees in the county court,

No. 331, S.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises and successions in certain cases,

And has passed, notwithstanding the objections of the governor,

No. 2, S.,

A bill amendatory section 21 of chapter 99, laws of 1891, entitled, "An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis."

SENATE MESSAGE CONSIDERED.

Bills Nos. 56, S., 103, S., 204, S., and 280, S., were

Read first and second times, and

Referred to the committee on Judiciary.

Bill No. 144, S., was

Read first and second times, and

Referred to committee on Education.

Bill No. 217, S., was

Read first and second times, and

Referred to committee on Cities.

Bill No. 102, S., was

Read first and second times, and

Referred to committee on Railroads.

Bill No. 129, S., was

Read first and second times, and

Referred to committee on Public Health and Sanitation.

Bill No. 331, S., was

Read first and second times, and

Referred to the committee on Assessment and Collection of Taxes.

Bill No. 97, S., was

Read first and second times, and

Referred to the committee on State Affairs.

Bill No. 2, S., was

Read first and second times, and with the governor's veto, was Laid over until March 12.

ADJOURNMENT

On motion of Mr. Cady,
The assembly adjourned.

THURSDAY, MARCH 12, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, LaDu, Lang, Lane, Le Roy, Loebbs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—97.

Absent—Messrs. Gilman, Hartung and Price—3.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To Mr. Hartung for this session.

CORRECTIONS TO THE JOURNAL.

The journal of March 11th was corrected and approved.

LETTERS, PETITIONS, ETC.

By Mr. A. E. Smith:

Pet. No. 127, A.,

Petition of Ellen G. Watson and twenty other ladies of White-water, in favor of passage bill No. 44, S., relating to the Wisconsin free library commission.

To committee on Education,

By Mr. Ray:

Pet. No. 128, A.,

Petition of A. Grams & Sons and fifty other firms of La Crosse, in relation to exemptions bills 92, A., and 13, S.

To committee on Judiciary.

By Mr. Dudgeon:

Pet. No. 129, A.,

Petition of G. H. Breitenbach and two hundred and fifty-nine other citizens of Madison, in favor of No. 124, A., a bill to regulate barbering.

Read and placed on file.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred:

No. 264, A.,

A bill amending section 925—95a of the Wisconsin statutes of 1898, as amended by chapter 135, laws of Wisconsin for 1901, relating to waterworks and lighting,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 402, A.,

A bill to amend section 925—21a of the Wisconsin statutes of 1898, relating to the detachment of territory from cities,

With an amendment in the form of a substitute, with the recommendation that the same do pass.

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids,

No. 501, A.,

A bill pertaining to laying out public squares, grounds, streets, alleys, and to the extending and enlarging, widening or vacating the same in cities of the first class,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contract for doing the same,

With the recommendation that they do pass.

No. 316, A.,

A bill to authorize cities to license and regulate the storage and use of fireworks and other explosives,

With the recommendation that it be indefinitely postponed.

GEO. H. RAY,
Chairman.

The committee on Lumber and Mining, to whom was referred:

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGilvray, his heirs, associates and assigns, to build, a dam across the Flambeau river in Chippewa county, Wisconsin,"

Has had same under consideration, and instructed me to report with the recommendation that same do pass.

HENRY JOHNSON,
Chairman.

The committee on Lumber and Mining, to whom was referred:

No. 255, A.,

A bill to authorize Cornell land and power company, a Wisconsin corporation, to build and maintain a dam across the Chippewa river in section 18, town 31, range 6 west, in Chippewa county, Wisconsin,

Has had the same under consideration, and has instructed me to report same with an amendment in the form of a substitute, and with the recommendation that when so amended the bill do pass.

No. 73, A.,

A bill to authorize the Long Lake improvement company, a corporation, to repair, reconstruct, build and maintain a dam at the outlet of Long lake on government lot No. three (3), section No. eighteen (18), township No. thirty-two (32) north, range No. eight (8) west,

Has had the same under consideration, and has instructed me to report the same with an amendment in the form of a substitute, and with the recommendation that when so amended the bill do pass.

HENRY JOHNSON,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 349, A.,

A bill to enable cities of the first and second class to acquire lands outside their corporate limits for hospital purposes, etc.,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Amend section 1 by striking out the word "or" where it appears in the first line and insert after the word "second" the words "or third."

Amend the title of said bill as follows:

Strike out the word "and" where it appears and insert the words "and third" after the word "second," so that when so amended the title will read as follows: "A bill to enable cities of the first, second and third class to acquire land outside their corporate limits for hospital purposes, etc."

And with the recommendation that when so amended said bill do pass.

E. W. WHITSON,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 348, A.,

A bill relating to the filing of inventories in the probate of wills,

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 348, A., and 474, A., referred to committee on Bills on their Third Reading.

The committee on Enrolled Bills, to whom was referred:

N 2, A.,

A bill to appropriate twenty thousand dollars as a deficiency fund to complete buildings lately in process of construction at the Wisconsin home for feeble-minded; to furnish and equip the same for occupancy; and to adjust balance of expense incurred in the erection and equipment of such buildings.

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

SENATE MESSAGE CONSIDERED.

No. 2, S.,

A bill amendatory of section 21 of chapter 99, laws of 1891, entitled, An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,

With governor's veto,

On motion of Mr. Ainsworth,

Laid over until Thursday, April 2, at 11 o'clock a. m.

Senate amendment to

No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the Wisconsin statutes of 1898.

Amendment concurred in.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 18, A.,

Resolution constituting the members of the joint committee on Claims as a special committee to visit and examine the buildings and grounds of the state normal schools at Milwaukee and Platteville.

Adopted.

Jt. Res. No. 16, A.,

Joint resolution requiring tax commissioners to investigate and report to the legislature within two weeks whether the lumbering, manufacturing, mining and other important industries of northern Wisconsin are paying their just share of taxes as compared with the taxable property of southern Wisconsin.

Indefinitely postponed.

BILLS READY FOR A THIRD READING.

No. 14, A.,

A bill to authorize the La Crosse and Black River Railroad company, its successors and assigns, to build and maintain a dam across Black river in Jackson county, Wisconsin, for the purpose of creating hydraulic power to operate its railroad and for the production and transmission of light, heat and power and for any other lawful public purpose.

Unanimous consent being given, Mr. Ray offered an amendment as follows:

Strike out all of section 7 in the bill, and insert in its place the following:

Section 7. The rights and privileges granted by this act shall be forfeited unless the dam herein mentioned shall be partly or wholly constructed and be operated for the production of power within six years after the passage of this act.

Amendment adopted, and bill, as amended,

Passed.

No. 297, A.,

A bill to authorize E. G. Boynton and Orlando Holway to build and maintain a dam across Black river in Jackson county,

Unanimous consent being granted, Mr. Braddock offered an amendment as follows:

Section 7. The rights and privileges granted by this act shall be forfeited, unless the dam herein mentioned shall be partly or wholly constructed and be operated for the production of power within six years after the passage of this act.

Amendment adopted, and bill, as amended,

Passed.

No. 473, A.,

A bill to amend section 153, of the Wisconsin statutes of 1898, relating to the state treasurer,

The ayes and noes being required, the bill was passed: Ayes, 59; noes, 34; absent or not voting, 7.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Carpenter, Cowling, Crowley, Dahl, Dixon, Doolittle, Douglas, Dudgeon, Evans D., Jr., Finnegan, Frear, Fritzke, Haderer, Hamm, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern, LeRoy, Loebs, Martin, Miller, Morgan, Morris, Osborn, Peterson, Rankl, Ray, Reynolds, Root, Sidler, Smalley, Smelker Strong, Thiessenhusen, Valentine, Wallrich, Westfahl, White, Whitson, Williams and Willott—59.

Noes—Messrs. Bartzen, Benson, Carberry, Chandler, Coffland, Cosgrove, Dinsdale, Evans E. W., Hannifin, Johnson Henry, Karel, Kimball, Kinney, Koch, La Du, Lang, Lane, Lord, Moldenhauer, Potter, Rakow, Reed, Rupp, Slade, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Terens, Thoreson, Thompson, Verbeck and Mr. Speaker—34.

Absent not or voting—Messrs. Donald, Ekern, Fridt, Gilman, Price, Timlin and Waterman—7.

No. 384, A.,

A bill relating to the advisability of establishing a state park about Devils lake, Sauk county, Wisconsin, and providing an appropriation therefor.

Passed.

Amendment to title adopted.

No. 22, A.,

A bill to amend section 2453 of the Wisconsin statutes of 1898, relating to fees of county judges,

No. 72, A.,

A bill to amend section 3964 of the Wisconsin statutes of 1898, relating to the custody of ward, etc.,

No. 95, A.,

A bill to provide for the protection of employes and sanitation in certain buildings,

No. 140, A.,

A bill to amend section 419a of the Wisconsin statutes of 1898, as amended by chapter 348 of the laws of 1901, relating to the alteration of joint school districts,

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,

No. 216, A.,

A bill to detach certain territory from the towns of Rock Falls and Scott, in Lincoln county, and to create the town of Wright, to provide for town meetings therein, and for a final settlement between said towns,

No. 217, A.,

A bill to divide the town of Tomahawk, Lincoln county Wis., and to create the town of Bradley,

No. 219, A.,

A bill amendatory of section 2020, of the Wisconsin statutes of 1898, relative to deposits by minors, trustees and females,

No. 231, A.,

A bill relating to the change of the salary of commissioners established for the supervision of drainage-districts and amending subdivision 30 of section 1379 of the Wisconsin statutes of 1898,

No. 262, A.,

A bill relating to the granting of franchises by cities,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county,

No. 374, A.,

A bill to detach certain territory from the town of Browning in Taylor county, and to create the town of Goodrich; to provide for town meetings therein and for a final settlement between said towns,

No. 380, A.,

A bill to amend chapter 188 of the laws of 1901, relating to encouraging attendance upon free high schools by residents of towns and villages having no free high schools, and prescribing the conditions entitling persons to attend,

No. 457, A.,

A bill to regulate conditions of policies of life insurance,

No. 548, A.,

A bill amendatory of section 1010, chapter 46 of the Wisconsin statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports,

No. 619, A.,

A bill to authorize the heirs and personal representatives of Richard Scheu, deceased, and their associates and assigns, to build and maintain a dam across Copper river,

Were severally passed.

BILLS TO BE ORDERED TO A THIRD READING.

No. 19, S.,

A bill to amend sub-section 12 of section 670, of the statutes of 1898, relating to appropriations by county boards for the erection of soldiers' and sailors' monuments.

Amendment offered by Franklin Johnson as follows:

Amend section 1 by adding "Provided that no such appropriation shall be made unless the question whether the tax therefor shall be levied and collected is submitted and agreed to by a majority of the electors of the county voting on such question in the manner prescribed in section 937."

On motion of Mr. Kinney,

Bill and amendment laid over until March 13.

No. 70, S.,

A bill to amend chapter 394 of the laws of 1901, empowering the district attorney of any county to appoint assistants, and to provide for the fixing and payment of salaries.

Was refused an order to a third reading,

No. 150, S.,

A bill to change the boundaries of the towns of Crandon, North Crandon, Caswell and Wabena, in Forest county, and to create from the territory of the towns of Crandon, North Crandon, Caswell and Wabena in Forest county, the towns of Hiles and Laona, and establishing the township system of school government therein.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 56, A.,

A bill to amend section 1 of chapter 251 of the laws of 1899, as amended by chapter 107 of the laws of 1901, regulating the issuance of warehouse certificates in certain cases,

No. 341, A.,

A bill to limit the number of copies of the biennial report of the dairy and food commissioner to ten thousand, and provide for the publication of quarterly bulletins by said commissioner,

No. 418, A.,

A bill relating to combinations and agreements made in restraint of trade, and to the proof necessary and damages recoverable in civil actions brought to recover damages by reason thereof,

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property,

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls & Northeastern railway company, a right of way over and across the northeast quarter of the southwest quarter and the northeast quarter of the southeast quarter and the northeast quarter of the southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north, of range (8) west, in Chippewa county,

Were severally ordered engrossed and read a third time.

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

On motion of Mr. Wallrich.

Was laid over until Thursday, March 19, at 11 o'clock a. m.

No. 148, A.,

A bill to amend chapter 292 of the laws of 1899, relating to the terms of contracts to be made and bonds to be given by contractors erecting, constructing, equipping, repairing, protecting or removing buildings belonging to the state, or to any county, city, village, town, or school district therein,

No. 55, A.,

A bill to fix the terms of office of members of the common council and supervisors in cities of the second, third and fourth classes,

No. 108, A.,

A bill to amend chapter 59, of the Wisconsin statutes of 1898, relating to the reorganization of cemetery companies,

No. 273, A.,

A bill to repeal section 690 of the Wisconsin statutes of 1898, relating to transcribing of public records,

No. 357, A.,

A bill to amend section 2625, of the Wisconsin statutes of 1898, relating to place of trial of civil actions,

No. 389, A.,

A bill to amend section 561a of the Wisconsin statutes of 1898, relating to the state board of control,

No. 431, A.,

A bill to amend section 1775, of the Wisconsin statutes of 1898, relating to the general powers of corporations holding stock in other corporations,

No. 453, A.,

A bill to amend section 2625 of the Wisconsin statutes of 1898, as amended by chapter 101, of the laws of 1901, relating to the change of place of trial of civil actions,

No. 579, A.,

A bill to detach certain territory from the county of Gates and attach said territory to the county of Chippewa,

No. 604, A.,

A bill to amend subdivision seven of section 1772 of the Wisconsin statutes of 1898, as amended by section one of chapter 238 of the general laws of 1901, relating to the filing of articles of incorporation,

Were severally indefinitely postponed.

SPECIAL ORDER.

11:00 O'CLOCK A. M.

The question being, Shall

No. 124, A.,

A bill to regulate the practice of barbering,

Be ordered engrossed and read a third time.

Amendment offered by the committee on Public Health and Sanitation.

Amendment adopted.

Mr. Morgan offered amendment as follows:

Strike out after the word "trade" in line 4, section 7, the following: "for three years as an apprentice under a qualified and practicing barber or for at least three years in a recognized barber school," and insert therein the following: "for one year as an apprentice under one or more practicing barbers or for at least one year in a properly appointed barber school."

Amendment rejected.

Mr. Frear offered amendment as follows:

Amend section 7 by adding at the end thereof the following: The word occupation as used in this act shall be construed to include any barber who shall have devoted any portion of his time to the business of barbering within the past three years, whether engaged in other business or not.

Amendment adopted.

Mr. Cady offered amendment as follows:

Strike out section 14 and insert in lieu thereof the following:

Section 14. This act shall take effect and be in force from and after July 1st, A. D. 1903, after its passage and publication.

Amendment adopted.

The ayes and noes being demanded, the bill was refused engrossment and a third reading: Ayes, 47; noes, 52; absent or not voting, 1.

The vote was as follows:

Ayes—Messrs. Andrew, Barker, Bartlett, Beedle, Braddock, Bradford, Breitwisch, Brittan, Cady, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Douglas, Dudgeon, Evans D., Jr., Finnegan, Frear, Gilman, Hodgins, Johnson Henry, Karel, Kehrein, Kimball, Kinney, Lang, Le Roy, Martin, Moldenhauer, Morris, Peterson, Potter, Rankl, Ray, Root, Stevens, Strong, Thoreson, Valentine, Verbeck, Waterman, White, Whitson and Mr. Speaker—47.

Noes—Messrs. Ainsworth, Arneman, Bartzen, Becker, Benson, Carberry, Carpenter, Crowley, Donald, Doolittle, Ekern, Evans E. W., Fridd, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Thos., Johnstone, Kern, Koch, La Du, Lane, Loebs, Lord, Miller, Morgan, Osborn, Rakow, Reed, Reynolds, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Szymarek, Tarrell, Terens, Thiessenhusen, Thompson, Timlin, Wallrich, Westfahl, Williams and Willott—52.

Absent or not voting—Mr. Price—1.

MOTIONS CONSIDERED.

On motion of Mr. Smalley,

Bill No. 77, A., and all petitions relating to the same were recalled from the committee on State Affairs, and re-referred to the committee on Judiciary.

ADJOURNMENT

On motion of Mr. Smalley,

The assembly adjourned.

FRIDAY, MARCH 13, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. H. W. Bolton offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Tereus, Thiessenbusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—96.

Absent—Messrs. Irvine, Price, Rankl and Reed—4.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To. Mr. Rankle until March 17.

To Messrs. Irvine and Reed indefinitely.

CORRECTIONS TO THE JOURNAL

The journal of March 12 was approved.

34—A. J.

LETTERS, PETITIONS, ETC.

By Mr. Cowling:

Pet. No. 130, A.,

Petition in the form of a letter from T. R. Frentz, of Oshkosh, Wis., relating to the passage of bill No. 375, A.

To committee on Finance, Banks and Insurance.

By Mr. Coffland:

Pet. No. 131, A.,

Petition signed by G. S. Moody and various others, recommending passage of bill No. 204, A., known as the "anti-cigarette bill."

To committee on Public Health and Sanitation.

By Mr. Carpenter:

Pet. No. 132, A.,

Petition by E. L. Martin and 143 other residents of Portage county, asking for the passage of No. 160, A., preventing throwing saw dust, etc., in Wisconsin river, and to provide fishways in all streams in the state.

To committee on Fish and Game.

By Mr. Ainsworth (by request):

Pet. No. 133, A.,

Petition against passage of bill No. 454, A., relating to extension of jurisdiction of municipal court of Oconomowoc.

To committee on Judiciary.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Privileges and Elections:

No. 626, A.,

A bill to provide for registry of electors at municipal and judicial elections in towns containing an unincorporated village, or villages, having a population of one thousand or more.

To committee on Privileges and Elections.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 451, A.,

A bill to authorize the attorney general to appoint a stenographer and fixing the compensation therefor.

No. 354, A.,

A bill to repeal section 562a, of chapter 29, of the Wisconsin statutes of 1898,

No. 53, A.,

A bill to provide for the refunding of municipal debts,

No. 326, A.,

A bill to regulate the issuing of license to sell intoxicating liquors in new territory annexed to cities,

No. 266, A.,

A bill to amend section 2252 of the Wisconsin statutes of 1898, relating to the discharge of mortgages by the court,

No. 381, A.,

A bill to provide for annual reports by village clerks and treasurers, and for the publication thereof, and prescribing a forfeiture for the failure to make such reports and publication,

No. 168, A.,

A bill to amend section 2922 of the Wisconsin statutes of 1898, relative to costs in certain actions,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed. Mr. Martin dissents from the report of the committee upon bill No. 354, A.

FRANK A. CADY,

Chairman.

The committee on Judiciary, to whom was referred:

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amendatory of section 2586 of the statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, with the recommendation that when so amended said bill do pass.

No. 105, A.,

A bill to amend section 926—2, of the statutes of 1898, relating to annexation of territory to cities operating under special charters,

No. 345, A.,

A bill to amend chapter 32 of the laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they do severally pass.

FRANK A. CADY,

Chairman.

The committee on Judiciary, to whom was referred:

No. 283, A.,

A bill to amend section 486a of the Wisconsin statutes of 1898, as amended by chapter 272 of the laws of 1899,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that said bill be re-referred to the committee on Education.

No. 302, A.,

A bill amendatory of section 4136, of the Wisconsin statutes of 1898, relating to public acts of congress, and the laws of any state or organized territory of the United States,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

Bill No. 283, A., was re-referred to the committee on Education.

The committee on Corporations, to whom was referred:

No. 448, A.,

A bill to authorize trustees of county asylums for the chronic insane and poor commissioners to organize a mutual fire insurance company for the insurance of county asylums and almshouse property.

Has had said bill under consideration, and has instructed me to report the same back, by substitute, with the recommendation that the substitute do pass.

IRA B. BRADFORD,
Chairman

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 340, S.,

A bill to provide that the commissioners of taxation shall be the state board of assessment for the taxation of express, sleeping car, freight line and equipment companies, and to amend sections 3 of chapters 111, 112, 113 and 114 of the laws of 1899,

Has the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

S. E. SMALLEY,
Chairman.

The committee on Railroads, to whom was referred:

No. 102, S.,

A bill to compel the rebuilding and reconstruction of the railroad bridges of the Chicago & Northwestern and Chicago, Milwaukee & St. Paul railroads over the Yahara river in the city of Madison, and likewise to compel the city of Madison to rebuild its bridges over said river,

Has had the same under consideration, and has instructed me to report the same back with recommendation that it be concurred in.

C. W. GILMAN,
Chairman.

The committee on Privileges and Elections, to whom was referred:

No. 491, A.,

A bill relating to the registry of electors and amendatory of section 23 of the Wisconsin statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bill do pass.

No. 607, A.,

A bill to provide for the election of state fish and game warden, and superintendent of public property,

With the recommendation that the same be indefinitely postponed.

W. W. ANDREW,
Chairman.

The committee on Education, to whom was referred:

No. 144, S.,

A bill relating to the duties, qualifications and salary of the state superintendent,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

JAMES JOHNSTONE,
Chairman.

The committee on Manufactures and Labor, to whom was referred:

No. 76, A.,

A bill to repeal section 6, chapter 274, laws of 1899, authorizing the issuing of permits to work to children who are over twelve years of age,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bill be indefinitely postponed.

GEO. RANKL,
Chairman.

The committee on Lumber and Mining, to whom was referred:
No. 557, A.,

A bill to authorize David R. Davis and Wm. L. Davis, their heirs, associates and assigns, to build and maintain dams across the Chippewa river in Chippewa county, Wisconsin,

Has had same under consideration, and has instructed me to report same with an amendment in the form of a substitute, and with the recommendation that when so amended the bill do pass.

No. 36, A.,

A bill to authorize Alvin A. Muck, of the town of Brule, Douglas county, Wisconsin, his heirs, associates and assigns, to build and maintain a dam across the Brule river in Douglas county, Wisconsin, for the purpose of improving the navigation of said river, and creating hydraulic power for the operation of machinery and other lawful purposes,

Has had said bill under consideration, and has instructed me to report the same with an amendment in the form of a substitute, and with the recommendation that when so amended the bill do pass.

HENRY JOHNSON,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 49, S.,

A bill to amend section 1557 of the statutes of 1898, relative to the selling, furnishing or giving away to minors intoxicating or malt liquors,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

E. W. WHITSON,
Chairman.

The committee on Federal Relations, to whom was referred:
No. 137, S.,

A bill granting to the United States jurisdiction over certain lands in Fond du Lac county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be concurred in.

FRED. HARTUNG,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 56, A.,

A bill to amend section 1 of chapter 251 of the laws of 1899, as amended by chapter 107 of the laws of 1901, regulating the issuance of warehouse certificates in certain cases,

No. 341, A.,

A bill to limit the number of copies of the biennial reports of the dairy and food commissioner to ten thousand and provide for the publication of quarterly bulletins by said commissioner,

No. 418, A.,

A bill relating to combinations and agreements made in restraint of trade, and to the proof necessary and damages recoverable in civil actions brought to recover damages by reason thereof,

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property,

Have had the same under consideration, and have instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 56, A., 341, A., 418, A., 375, A., were severally referred to committee on Bills on Their Third Reading.

The committee on Bills on their Third Reading, to whom was referred:

Sub. for No. 348, A.,

A bill relating to the filing of inventories in the probate of wills,

Sub. for No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county,

Has examined the same, and has instructed me to report the same back as correct.

F. H. LORD,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 107, A.,

A bill to amend section 290 of the Wisconsin statutes of 1898, relating to superintendent of public property and of stationery,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in

No. 10, S.,

A bill to confer upon county boards in all counties of a population of one hundred thousand or more, the power to alter and regulate the salaries of stenographers appointed by the district attorneys in all such counties,

No. 63, S.,

A bill to amend chapter 40 of the statutes of 1898, by adding a new section thereto, to be known as section 919cc, relating to the borrowing of money for constructing sewers, water works and electric lights in villages situated in counties of one hundred and fifty thousand inhabitants or more,

No. 66, S.,

A bill to amend section 2637 of the statutes of 1898, relating to the service of process on corporations organized under the laws of this state,

No. 131, S.,

A bill to amend chapter 274 of the laws of 1899, entitled, "An act to regulate the employment of minors in the state of Wisconsin,"

No. 199, S.,

A bill relating to the establishment of a state park, about Devils Lake, Sauk county, Wisconsin,

No. 314, S.,

A bill relating to the possession and care of estate by executors and administrators and amendatory of section 3823 of the statutes of 1898 (making it harmonize with section 3874),

No. 344, S.,

A bill to amend section 1 of chapter 415 of the laws of Wisconsin for the year 1901, relating to exemptions of park lands from taxation,

Has concurred in

Jt. Res. No. 18, A.,

Constituting the members of the joint committee on Claims as a special committee to visit and examine the buildings and grounds of the state normal schools at Milwaukee and Platteville,

With an amendment as follows:

Strike out the word "to" in the 3d line, and insert in lieu thereof the words "who may."

Has concurred in

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar, and amendatory of section 2586 of the statutes of 1898,

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisment of animals.

Has concurred in

No. 178, A.,

A bill amendatory of section 789 of the statutes of 1898, relating to special town meetings,

With an amendment, as follows:

Amend the printed bill, No. 178, A., by striking out the words "at least three weeks," where they appear in the third line thereof, and inserting in lieu thereof the words "not less than four nor more than six weeks."

Further amend the printed bill by striking out the words "at least three weeks" where they appear in the sixth line thereof, and insert in lieu thereof, the words "not less than four nor more than six weeks."

An herewith return as per your message,

No. 70, S.,

A bill to amend chapter 394 of the laws of 1901, empowering the district attorney of any county to appoint assistants and to provide for the fixing and payment of salaries.

SENATE MESSAGE CONSIDERED.

Bills Nos. 10, S., 66, S., 314, S.,

Read first and second times, and

Referred to committee on Judiciary.

Bill No. 63, S.,

Read first and second times, and

Referred to the committee on Cities.

Bill No. 199, S.,

Read first and second times, and

Referred to the committee on State Affairs.

Bill No. 344, S.,

Read first and second times, and

Referred to the committee on Assessment and Collection of Taxes.

Bill No. 131, S.,

Read first and second times, and

Referred to the committee on Manufactures.

On motion of Mr. Frear,
The vote by which assembly concurred in bill No. 70, S., was reconsidered.

On motion of Mr. Frear,

Bill No. 70, S., was re-referred to the committee on Judiciary.

BILLS READY FOR A THIRD READING.

No. 150, S.,

A bill to change the boundaries of the towns of Crandon, North Crandon, Caswell and Wabeno, in Forest county, and to create from the territory of the towns of Crandon, North Crandon, Caswell and Wabeno in Forest county, the towns of Hiles and Laona, and establishing the township system of school government therein.

Concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 19, S.,

A bill to amend sub-section 12 of section 670 of the statutes of 1898, relating to appropriations by county boards for the erection of soldiers' and sailors' monuments.

Unanimous consent being granted,

Franklin Johnson withdrew his amendment offered March 12.

Ordered engrossed and read a third time.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGilvray, his heirs, associates and assigns, to build a dam across the Flambeau river in Chippewa county, Wisconsin,"

No. 264, A.,

A bill amending section 925—95a of the Wisconsin statutes of 1898, as amended by chapter 135, laws of Wisconsin for 1901, relating to waterworks and lighting,

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids,

No. 501, A.,

A bill pertaining to laying out public squares, grounds, streets, alleys, and to the extending and enlarging, widening or vacating the same in cities of the first class,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contract for doing the same,

Were severally ordered engrossed and read a third time.

No. 349, A.,

A bill to enable cities of the first and second class to acquire lands outside their corporate limits for hospital purposes, etc.

On motion of Mr. Cady,

Laid over until March 17,

No. 316, A.,

A bill to authorize cities to license and regulate the storage and use of fireworks and other explosives.

Indefinitely postponed.

MOTIONS CONSIDERED.

On motion of Mr. Whitson,

The committee on Public Health and Sanitation was allowed to withdraw the amendment to bill No. 349, A., recommended by the committee, and to recommend that the bill pass without amendment.

On motion of Mr. Barker,

Bill No. 308, A., was ordered returned to the clerk's desk and re-referred to the committee on Ways and Means.

On motion of Mr. Morgan,

Bill No. 525, A., was ordered returned to the clerk's desk and to the member introducing same.

On motion of Mr. Frear,

The senate was asked to return bill No. 70, S., to the assembly for further consideration.

On motion of Mr. Frear,

Further consideration of bill No. 70, S., was laid over until March 17.

On motion of Mr. Frear,

The vote by which consideration of bill No. 70, S., was laid over to March 17th, was reconsidered.

On motion of Mr. Frear.,

He was allowed to withdraw motion to lay over.

Mr. Barker moved that when the assembly adjourn it adjourn to 8:45 o'clock p. m., March 16.

Which motion prevailed.

ADJOURNMENT.

On motion of Mr. Timlin,
The assembly adjourned.

MONDAY, MARCH 16, 1903.
8:45 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. C. C. Campbell offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Becker, Beedle, Benson, Braddock, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, LaDu, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Waterman, Westfahl, White, Whitson, Willott and Mr. Speaker—88.

Absent—Messrs. Bradford, Brittan, Karel, Lang, Peterson, Price, Rankl, Reynolds, Smalley, Stevens, Verbeck, Wallrich and Williams—13.

Absent with leave—Messrs. Price and Rankl—2.

LEAVE OF ABSENCE.

Was granted

To Mr. Bradford and Mr. Wallrich indefinitely.

To Messrs. Brittan, Karel, Smalley, Verbeck and Williams.

CORRECTIONS TO THE JOURNAL.

The journal of March 13 was approved.

LETTERS, PETITIONS, ETC.

By Mr. David Evans, Jr. :

Pet. No. 134, A.,

Petition in the form of a letter, from L. E. Davis, publisher Berlin Courant, protesting against passage of bills 405, A., and 505, A.

To committee on Printing.

By Mr. David Evans, Jr. :

Pet. No. 135, A.,

Petition in the form of a letter from G. E. McDill, Wild Rose state bank, asking for amendment to bill No. 375, A., banking law.

To committee on Finance, Banks and Insurance.

By Mr. Morgan :

Pet. No. 136, A.,

A petition by the hardwood manufacturers of the city of Antigo and Langlade county, against passage of No. 623, A.

To committee on Railroads.

By Mr. Morgan :

Pet. No. 137, A.,

A petition of sixty employes of Ashland division of C. & N. W. Ry. Co., against passage of No. 623, A.

To committee on Railroads.

MOTIONS CONSIDERED.

On motion of Mr. Cosgrove,

Bill No. 445, A., was ordered returned to the clerk's desk and was re-referred to the committee on State Affairs.

On motion of Mr. Timlin,

Bill No. 356, A., was ordered returned to the clerk's desk and returned to Mr. Timlin.

BILLS INTRODUCED.

Read first and second times and referred :

By Committee on Public Health and Sanitation :

No. 627, A.,

A bill relating to the return of funds heretofore paid into the state treasury by the Wisconsin board of medical examiners.

To committee on Public Health and Sanitation.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 100, A.,

A bill to register and regulate the using of automobiles and other motor vehicles on the public highways of the state,

Has had the same under consideration, and has instructed me to report same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute be adopted and that when so amended, said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 65, A.,

Also substitute No. 1 for bill No. 65, A., also, substitute No. 2 for said bill, No. 65, A., together with certain amendments offered thereto,

Has had the same under consideration, and has instructed me to report the same back with amendment to bill No. 65, A., in the form of a substitute and in lieu of all previous amendments, and with the recommendation that the submitted substitute be adopted and said bill when so amended do pass.

FRANK A. CADY,
Chairman.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 331, S.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises, and successions in certain cases,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 582, A.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises and successions in certain cases,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 378, A.,

A bill to amend section 1248 of the Wisconsin statutes of 1898, relating to highway taxes paid in labor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

S. E. SMALLEY,
Chairman.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 9, A.,

A bill to amend sub-division 11 of section 1038 of the Wisconsin statutes, as amended by chapter 95, laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation,

With an amendment as follows:

Amend bill No 9, A., by inserting after the word "melodion" where it occurs in section 1 of said bill the following: "and other musical instruments."

And with the recommendation that when so amended the bill do pass.

No. 13, A.,

A bill to amend section 1240 of Wisconsin statutes relating to the levy and collection of poll tax and exempting certain classes from the payment thereof,

No. 196, A.,

A bill to amend section 3 of chapter 445, of the laws of Wisconsin for the year 1901, relating to salary of supervisors of assessment,

No. 369, A.,

A bill to amend chapter 445, laws of 1901, entitled, An act to create the office of county supervisor of assessment with power to supervise and investigate the work of all local assessors in the county,

No. 487, A.,

A bill to amend chapter 445 of the laws of 1901, entitled, "An act to create the office of county supervisor of assessment with power to supervise and investigate the work of all local assessors in the county,"

Has had the same under consideration, and has instructed me to report the same back with the recommendation that these several bills be indefinitely postponed.

A. H. DAHL,
Acting Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGillivray, his heirs, associates and assigns, to build a dam across the Flambeau river in Chippewa county, Wisconsin,"

No. 264, A.,

A bill to amend section 925—95a, of the statutes of 1898, as amended by chapter 135, laws of Wisconsin for 1901, relating to water works and lighting,

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids,

No. 501, A.,

A bill pertaining to laying out of public squares, grounds, streets, alleys, and to the extending, enlarging, widening or vacating the same in cities of the first class,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contract for doing the same,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 142, A., 264, A., 315, A., 501, A., 502, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Bills on their Third Reading, to whom was referred:

No. 56, A.,

A bill to amend section 1 of chapter 251 of the laws of 1899, as amended by chapter 107 of the laws of 1901, regulating the issuance of warehouse certificates in certain cases,

No. 341, A.,

A bill to limit the number of copies of the biennial report of the dairy and food commissioner to ten thousand, and providing for the publication of quarterly bulletins by said commissioner,

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property,

Has examined the same, and has instructed me to report the same back as correct.

No. 418, A.,

A bill relating to combinations and agreements made in restraint of trade, and damages recoverable in civil actions brought to recover damages by reason thereof,

Has examined the same, and with verbal corrections has instructed me to report it back as correct.

F. H. LORD,

Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 45, A.,

A bill relating to the examination of applicants for admission to the bar and amendatory of section 2586 of the statutes of 1898,

No. 182, A.,

A bill to amend section 3, chapter 440 of the laws of Wisconsin of 1901, relating to the slaughter and appraisement of animals,

No. 52, A.,

A bill relating to the issuance and form of process by justices of the peace and amendatory of section 3594 of the Wisconsin statutes of 1898,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

EXECUTIVE COMMUNICATIONS.

STATE OF WISCONSIN,

Executive Chamber.

MADISON, Wis., March 14, 1903.

To the Honorable, the Assembly:

I herewith return, without approval, bill No. 180. A., originating in the assembly, entitled, "An act governing the importation into Wisconsin of branded or range western horses."

The phraseology of the bill is bad. With the exception of one or two sections, it is so framed that it is difficult to construe it intelligibly, and it is very questionable whether it would answer the purpose for which it was drawn. The bill several times mentions "this board," but what board is thereby intended is nowhere designated and made to appear.

The bill provides for the killing of horses of the kind named in the act, by the local inspector or health officer without giving to the owner any notice of any kind whatever, or any opportunity to be heard.

It is doubtful whether such power can be legally given to such an officer. There is danger that animals not affected by any of the diseases mentioned in the proposed act might be destroyed without remedy to the owner. It is but fair to the owner to give to him some notice or opportunity to be heard on the question of the slaughter of his animal on account of alleged disease, before destroying it or depriving him of his property in it.

Section five of the proposed act subjects any transportation company owning cars on which diseased horses are shipped to a fine of not less than one hundred dollars nor more than two

hundred dollars, for each car transported and unloaded in this state, in violation of the conditions sought to be imposed.

It is somewhat questionable as to the manner in which this fine could be collected. As to the company or companies, it could not be enforced by imprisonment. Unless civil action could be maintained for its collection, the state would be remediless. It is very doubtful whether such an action would lie. The bill nowhere imposes any penalty upon a corporation for transporting diseased horses into this state in cars not owned by the corporation transporting them.

The only other provision of the proposed act fixing a penalty is contained in section six, which declares that any person or persons bringing into this state and offering for sale horses of the kind designated without the required certificate, that "such animals are free from the diseases referred to in this section," shall be deemed guilty of a misdemeanor, and upon conviction thereof be punished, etc. No disease of any kind is mentioned in section six, so this provision would be nugatory. It would seem doubtful if any of the penalties presented could be enforced. It is clear that those provided in section six are without any subject upon which to act.

In my judgment the proposed act, if it becomes a law, would be ineffective to interfere with the shipment of diseased horses of the kind mentioned into the state. It is true that provision should be made prohibiting such shipment. The purposes sought to be attained by this bill are worthy subjects of legislative action, and I recommend that a bill which would be efficient for that purpose be enacted.

Respectfully submitted,

ROBERT M. LAFOLLETTE,

Governor.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 18, A.,

Resolution constituting the members of the joint committee on Claims as a special committee to visit and examine the buildings and grounds of the state normal schools at Milwaukee and Platteville.

The amendment adopted by the senate and submitted in message of March 13,

Was concurred in

No. 178, A.,

A bill to amend section 789 of the Wisconsin statutes of 1898, relating to special town meetings,

The amendment adopted by the senate and submitted in message of March 13,

Was non-concurred in.

BILLS READY FOR A THIRD READING.

No. 348, A.,

A bill to prohibit the probate of wills which contain provision tending to defraud the state or any municipality therein out of the payment of taxes.

On motion of Mr. Ray,

Action was deferred until March 17.

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county.

Passed.

No. 19, S.,

A bill to amend sub-section 12 of section 670 of the statutes of 1898, relating to appropriations by county boards for the erection of soldiers' and sailors' monuments.

Henry Johnson moved a reconsideration of the vote by which bill No. 19, S., was ordered to a third reading, and that all consideration of motion and bill be laid over until March 17.

Motion prevailed.

BILLS TO BE ORDERED TO A THIRD READING.

No. 49, S.,

A bill to amend section 1557 of the statutes of 1898, relative to the selling, furnishing or giving away to minors intoxicating or malt liquors,

No. 102, S.,

A bill to compel the rebuilding and reconstruction of the railway bridges of the Chicago and Northwestern Railway company and of the Chicago, Milwaukee & St. Paul Railway company over the Yahara river, in the city of Madison, and likewise to compel said city of Madison to rebuild and reconstruct its bridges over said river so as to remove obstructions to the navigation of said river.

No. 137, S.,

A bill granting to the United States jurisdiction over certain lands in Fond du Lac county,

No. 144, S.,

A bill relating to the duties, qualifications and salary of the state superintendent,

No. 340, S.,

"A bill to provide that the commissioners of taxation shall be the state board of assessment for the taxation of express, sleeping car, freight line and equipment companies, and to amend sections 3 of chapters 111, 112, 113 and 114 of the laws of 1899,"

Were severally ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 105, A.,

A bill to amend section 926—2, Wisconsin statutes of 1898, relating to annexation of territory to cities operating under special charters,

No. 302, A.,

A bill to amend section 4136 of the Wisconsin statutes of 1898, relating to courts taking judicial notice of public acts of congress, and the statutes of other states,

No. 345, A.,

A bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

Were severally ordered engrossed and read a third time.

No. 247, A.,

A bill to amend chapter 220 of the laws of 1899, entitled, "An act to provide for lien for threshing grain and shelling corn, and for its enforcement,"

Amendment in form of a substitute offered by committee on Judiciary.

On motion of Mr. Frear,

Bill, and pending amendments, re-referred to committee on Judiciary.

No. 272, A.,

A bill concerning the re-binding and transcribing of records.

Amendment in the form of a substitute offered by committee on Judiciary in report of March 13.

Amendment adopted.

Amendment to title offered by committee on Judiciary.

Amendment to title adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 491, A.,

A bill relating to the registry of electors and amendatory of section 23 of the Wisconsin statutes of 1898.

On motion of Mr. Frear,

Laid over to March 23.

No. 354, A.,

A bill to repeal section 562a, chapter 29, of the Wisconsin statutes of 1898.

On motion of C. H. Smith,

Laid over until March 18.

No. 53, A.,

A bill to provide for the refunding of municipal debts,

No. 76, A.,

A bill to repeal section 6, chapter 274, laws of 1899, authorizing the issuing of permits to work to children who are over twelve years of age,

No. 168, A.,

A bill to amend section 2922 of Wisconsin statutes of 1898, relative to costs in certain actions,

No. 266, A.,

A bill to amend section 2252 of the Wisconsin statutes of 1898, relating to the discharge of mortgages by the court,

No. 326, A.,

A bill to regulate the issuing of license to sell intoxicating liquors in new territory annexed to cities,

No. 381, A.,

A bill to provide for annual reports by village clerks and treasurers, and for the publication thereof, and prescribing a forfeiture for the failure to make such reports and publication,

No. 451, A.,

A bill to authorize the attorney general to appoint a stenographer and fixing the compensation therefor,

No. 607, A.,

A bill to provide for the election of state fish and game warden, and superintendent of public property,

Were severally each indefinitely postponed.

ADJOURNMENT.

On motion of Carpenter,
The assembly adjourned

TUESDAY, MARCH 17, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. C. C. Campbell offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D. Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfabl, White, Whitson, Williams, Willott and Mr. Speaker—92.

Absent—Messrs. Bradford, Brittan, Karel, Price, Rankl, Rupp, Smalley and Wallrich—8.

Absent with leave—Messrs. Bradford, Price, Rankl and Wallrich.

LEAVE OF ABSENCE

Was granted

To Mr. Brittan indefinitely.

CORRECTIONS TO THE JOURNAL

The journal of March 16 was approved.

LETTERS, PETITIONS, ETC.

By Mr. E. W. Evans:

Pet. No. 138, A.,

Petition of Fred W. Hoxie and numerous others, praying for the passage of No. 204, A., known as the anti-cigarette bill.

To committee on Public Health and Sanitation.

By Mr. A. E. Smith:

Pet. No. 139, A.,

Petition of J. A. Collin and eighty other residents of Walworth county, in favor of spring shooting.

To committee on Fish and Game.

By Mr. Verbeck:

Pet. No. 140, A.,

Petition of citizens of Columbia county, for passage of bill to appropriate \$10,000 to experimental station for propagation of tobacco.

To committee on Agriculture.

By Mr. Willott, Jr.,

Pet. No. 141, A.,

Petition of shippers, manufacturers and business men of the city of Manitowoc, protesting against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. A. E. Smith:

Pet. No. 142, A.,

Petition of forty-eight residents of Darien, Walworth county, in favor of spring shooting.

To committee on Fish and Game.

By Mr. Kinney:

Pet. No. 143, A.,

Petition of E. E. Welch and others, pertaining to taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Chandler:

Pet. No. 144, A.,

Petition of citizens of Darlington, asking for passage of bill No. 470, A.,

To committee on Agriculture.

By Mr. Chandler:

Pet. No. 145, A.,

Petition of citizens of Lancaster, asking for passage of bill No. 470, A.

To Committee on Agriculture.

BILLS INTRODUCED.

Read first and second times and referred.

By committee on State Affairs:

No. 628, A.,

A bill to amend section 1222a of the statutes of 1898, relating to telephones.

To committee on State Affairs.

By Committee on Judiciary:

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery.

To calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of certain sections of the statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

First amendment. Insert the word "substantially" after the word "affidavit" in the third line of section 2 of the printed bill.

Second amendment. Strike out the figures and words "2, but," where the same appear in the ninth line of section 2 of the printed bill and at the commencement of said ninth line.

Third amendment. Strike out the words "or if either party shall at the same time, make like oath or affidavit that from prejudice or other cause, he believes that such nearest justice will not decide impartially in the matter," where the same appears in the tenth and eleventh lines of section 2 of the printed bill.

Fourth amendment. Strike out the figure "3" where the same appears in the seventeenth line of section 2 of the printed bill at the commencement of said seventeenth line and insert in lieu thereof the figure "2."

And with the recommendation that when so amended said bill do pass.

Amend title so as to read as follows:

"A bill relating to proceedings in justices' courts and amendatory of certain sections of the statutes of 1898."

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 67, S.,

A bill to change the method of selecting grand jurors and to provide for the attendance of a stenographic reporter at the sessions of grand juries, his oath, and a penalty for the violation thereof, and also amending section 2536 of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill be concurred in, also

No. 288, A.,

A bill amendatory of chapter 117 of the statutes of 1898, by adding thereto a section, to be known as section 2582a, providing for the disqualification of court commissioners in certain cases,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended, said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 480, A.,

A bill relating to the probate and construction of wills, and amending chapter 397, of the laws of 1901.

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass. (Substitute bill attached.)

No. 594, A.,

A bill relating to the payment of judgment by garnishees and amendatory of chapter 158 of the Wisconsin statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended, said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 139, A.,

A bill amendatory of section 2342 of the statutes of 1898, relating to the property rights of married women,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended, said bill do pass.

No. 265, A.,

A bill amendatory of section 3813a of the statutes of 1898, relating to the "discharge of mortgage, judgment, etc.,"

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that it do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 523, A.,

A bill amendatory of section 1210e of the statutes of 1898, relating to the recovery of damages arising from a failure to make a proper assessment of benefits and damages, as provided by law,

No. 553, A.,

A bill amendatory of section 1210h of the statutes of 1898, relating to limitation on equitable suits,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they do severally pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

Petitions respectively numbered 117, A., 120, A., 125, A., 124, A., 123, A., 122, A., 121, A., and 108, A., referring to different bills and subjects,

Begs leave to report that the same have been fully considered, and are herewith reported back with the recommendation that said petitions be delivered to the secretary of state and placed on file in his office.

FRANK A. CADY,
Chairman.

The committee on Judiciary asks leave to introduce a bill, being, A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery.

Your committee has also fully considered said bill and has instructed me, as a part of this report, to recommend that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Bills on their Third Reading, to whom was referred:

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGillvray, his heirs, associates and assigns, to build a dam across the Flambeau river, in Chippewa county, Wisconsin,

No. 264, A.,

A bill amending section 925—95a, of the statutes of 1898, as amended by chapter 135, laws of Wisconsin for 1901, relating to waterworks and lighting,

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids.

Has examined the same, and found them correct.

No. 501, A.,

A bill pertaining to laying of public squares, grounds, streets and alleys, and extending, enlarging, widening or vacating the same in cities of the first class,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contracts for doing the same,

Has examined the same, and with verbal corrections has instructed me to report them back correct.

F. H. LORD,
Chairman.

EXECUTIVE MESSAGE CONSIDERED.

The question being, Shall bill

No. 180, A.,

A bill governing the importation into Wisconsin of branded or range western horses,

Pass, notwithstanding the governor's veto?

The ayes and noes being required, the assembly refused to pass the bill over the governor's veto: Ayes, none; noes, 93, absent or not voting, 7.

The vote was as follows:

Ayes—None.

Noes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Becker, Beedle, Benson, Braddock, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebbs,

Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—93.

Absent or not voting—Messrs. Bradford, Brittan, Karel, Price, Rankl, Smalley and Wallrich—7.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river,

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

No. 290, A.,

A Bill to authorize, and empower the Antigo island club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin,

No. 433, A.,

A bill to amend section 1299i of chapter 52, of the statutes of 1898, relating to temporary logging highways.

MOTIONS CONSIDERED.

The question being on the motion of Henry Johnson laid over from March 16, to reconsider the vote by which

No. 19, S.,

A bill to amend sub-section 12 of section 670 of the statutes of 1898, relating to appropriations by county boards for the erection of soldiers' and sailors' monuments,

Was ordered to a third reading.

The assembly refused to reconsider the vote by which bill No. 19, S., was ordered to a third reading.

BILLS READY FOR A THIRD READING.

No. 56, A,

A bill to amend section 1 of chapter 251 of the laws of 1899 as amended by chapter 107 of the laws of 1901 regulating the issuance of warehouse certificates in certain cases,

No. 341, A.,

A bill to limit the number of copies of the biennial report of the dairy and food commissioner to ten thousand, and provide for the publication of quarterly bulletins by said commissioner,

No. 348, A.,

A bill to prohibit the probate of wills which contain provision tending to defraud the state or any municipality therein out of the payment of taxes,

No. 418, A.,

A bill relating to combinations and agreements made in restraint of trade, and to the proof necessary, and damages recoverable in civil actions brought to recover damages by reason thereof,

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property,

Were severally each passed.

No. 102, S.,

A bill to compel the rebuilding and reconstruction of the railroad bridges of the Chicago and Northwestern Railway company, and of the Chicago, Milwaukee & St. Paul Railway company, over the Yahara river, in the city of Madison, and likewise to compel said city of Madison to rebuild and construct its bridges over said river so as to remove obstructions to the navigation of said river,

No. 137, S.,

A bill granting to the United States jurisdiction over certain lands in Fond du Lac county,

No. 340, S.,

A bill to provide that the commissioners of taxation shall be the state board of assessment for the taxation of express, sleeping car, freight line and equipment companies, and to amend sections 3 of chapters 111, 112, 113 and 114 of the laws of 1899,

Were severally each concurred in.

No. 49, S.,

A bill to amend section 1557 of the statutes of 1898, relative to the selling, furnishing or giving away to minors intoxicating or malt liquors.

On motion of Mr. Dahl,

Re-referred to the committee on Public Health and Sanitation.

No. 144, S.,

A bill relating to the duties, qualifications and salary of the state superintendent.

The ayes and noes being required, the bill was concurred in: Ayes, 91; noes, 2; absent or not voting, 7.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans. D. Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Jounson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebis, Lord, Martin, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, Williams. Willott and Mr. Speaker—92.

Noes—Messrs. Miller—1.

Absent or not voting—Messrs. Bradford, Brittan, Karel, Price, Rankl, Smalley and Wallrich—7.

BILLS TO BE ORDERED TO A THIRD READING.

No. 331, S.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises and successions in certain cases.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 9, A.,

A bill to amend sub-division 11 of section 1038 of the Wisconsin statutes, as amended by chapter 95, laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation.

Amendment offered by committee on Judiciary in report of March 16.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 36, A.,

A bill to authorize Alvin A. Muck, his heirs, associates and assigns, to build and maintain a dam across Brule River in Douglas county, Wisconsin.

Amendment in the form of a substitute offered by the committee on Lumber and Mining in report of March 13.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amending section 2586 of the Wisconsin statutes.

Amendment in the form of a substitute offered by committee on Judiciary in its report of March 13.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 349, A.,

A bill to enable cities of the first and second class to acquire lands outside their corporate limits for hospital purposes, etc.

Amendment offered by Mr. Hartung as follows:

Amend section one of said bill by inserting after the words "outside of" where they occur in the fourth line of said section, the words "and contiguous to," so that said section, when amended, shall read as follows:

Section 1. Any city of the first or second class in this state, as classified by the Wisconsin statutes for the year 1898, whether organized under general or special charter, now having or which may hereafter have a commissioner or board of health, may purchase lands or acquire by gift lands outside of and contiguous to the corporate limits of such city, and may construct and maintain thereon a hospital for the reception and treatment of persons sick with small pox, scarlet fever, diphtheria, Asiatic cholera or other dangerous or contagious diseases. The buildings of such hospital in which such persons shall be received and treated shall be so placed as to be distant at all points not less than 600 feet from the boundary line of such lands:

Amendment lost.

Amendment offered by Mr. Haderer as follows:

Amend bill No. 349, A., as follows:

After section 2 insert the following:

Section 3. The commissioner or board of health of such city shall have full and complete jurisdiction and control of all hospitals built or established in pursuance hereof, and may adopt such all rules and regulations for the government thereof, admission, commitment, transportation and treatment of all patients and persons suffering from any such contagious disease while going to, detained in or returning from any such hospital as in the judgment of the commissioner or board shall be necessary or convenient for the efficient or proper government of such hospital and all laws relating to

health or defining the powers of jurisdiction of such commissioner or board in any such city shall extend and apply to every such hospital the same to all intents and purposes as though such hospital were situated within the corporate limits of such city.

Renumber section 3 to be section 4.

Renumber section 4 to be section 5.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 378, A.,

A bill to amend section 1248 of the Wisconsin statutes of 1898, relating to highway taxes paid in labor.

Mr. Kinney moved to re-refer bill No. 378, A., to the committee on Roads and Bridges,

Which motion was lost.

Mr. Frear moved that bill No. 378, A., be re-referred to the committee on Assessment and Collection of Taxes.

Mr. Kehrein moved the previous question.

The motion being supported, the question then was, Shall the main question be put?

The ayes and noes being required, it was decided in the affirmative: Ayes, 65; noes, 26; absent or not voting, 9.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Benson, Braddock, Breitwisch, Carberry, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Dixon, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Haderer, Hamon, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Kehrein, Kern, Kinney, Koch, La Du, Lang, Lane, Leroy, Lord, Martin, Moldenhauer, Morgan, Morris, Peterson, Rakow, Reynolds, Root, Sidler, Smelker, Smith C. H., Stevens, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Westfahl, White, Whitson and Mr. Speaker—65.

Noes—Messrs. Becker, Beedle, Cady, Carpenter, Cowling, Donald, Doolittle, Ekern, Fridd, Gilman, Johnson Henry, Johnson Thos., Johnstone, Kimball, Loebbs, Miller, Osborn, Potter, Ray, Reed, Rupp, Slade, Smith A. E., Strong, Verbeck and Williams—26.

Absent or not voting—Messrs. Bradford, Brittan, Karel, Price, Rankl, Smalley, Wallrich, Waterman and Willott—9.

The question then being on the main question, and the ayes and noes being demanded, bill No. 378, A., was refused the order to engrossment and a third reading: Ayes, 22; noes, 71; absent or not voting, 7.

The vote was as follows:

Ayes—Messrs. Barker, Braddock, Dahl, Dinsdale, Doolittle, Gilman, Johnson Henry, Johnson Thos., Kinney, Lang, Miller, Morgan, Osborn, Peterson, Ray, Reed, Reynolds, Sidler, Slade, Terens, Thoreson and Whitson—22.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dixon, Donald, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnstone, Kehrein, Kern, Kimball, Koch, La Du, Lane, Le Roy, Loebs, Lord, Martin, Moldenhauer, Morris, Potter, Rakow, Root, Rupp, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, White, Williams, Willott and Mr. Speaker—71.

Absent or not voting—Messrs. Bradford, Brittan, Karel, Price, Rankl, Smalley and Wallrich—7.

No. 13, A.,

A bill to amend section 1240 of Wisconsin statutes relating to the levy and collection of poll tax and exempting certain classes from the payment thereof,

No. 196, A.,

A bill to amend section 3 of chapter 445, of the laws of Wisconsin for the year 1901, relating to salary of supervisors of assessment,

No. 369, A.,

A bill to amend chapter 445, laws of 1901, entitled, An act to create the office of county supervisor of assessment with power to supervise and investigate the work of all local assessors in the county,

No. 487, A.,

A bill to amend chapter 445 of the laws of 1901, entitled, "An act to create the office of county supervisor of assessment with power to supervise and investigate the work of all local assessors in the county,"

No. 582, A.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises any successions in certain cases.

Were severally indefinitely postponed.

ADJOURNMENT.

On motion of Mr. Cady,
The assembly adjourned.

WEDNESDAY, MARCH 18, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. C. C. Campbell offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Braddock, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Leroy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeek, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—94.

Absent—Messrs. Bradford, Johnson F., Johnson Henry, Karel Price and Wallrich—6.

Absent with leave—Messrs. Bradford, Price and Wallrich.

CORRECTIONS TO THE JOURNAL.

The journal of March 17 was approved.

COMMUNICATION TO THE LEGISLATURES.

MADISON, Wis., March 16, 1903.

To the Speaker of the Assembly:

Mr. W. P. Laird, director of the school of architecture of the university of Pennsylvania, will speak on Public Architecture,

a topic in which the members of the legislature are likely to be interested. I therefore have the honor of inviting the members of the assembly to this lecture, which will be held in the Unitarian church, Thursday evening, March 19, at eight o'clock.

There will be no admission charge.

Very truly yours,
JOSEPH JASTRO W.

MADISON, March 17, 1903.

To Members of the Legislature:

Of the last report of this commission there is now on hand a quantity sufficient to supply the number of copies available for distribution by members of the legislature. Those who have not yet filed full lists of persons to be supplied with copies are requested to do so promptly, so that the work of distribution may be completed so far as practicable.

Respectfully,
WISCONSIN STATE TAX COMMISSION.

MADISON, Wisconsin.

To the Honorable Assembly of the State of Wisconsin:

Gentlemen: The Oratorical and Debating League of the university has secured the Hon. Benjamin R. Tillman, United States senator from South Carolina, to deliver an address at the U. W. armory, Thursday evening, March 19th, at 8 p. m. The subject of the lecture is the "Negro Problem from a Southern Standpoint." Booker T. Washington has also promised the association a date in the latter part of April, when he will present the opposite side of this momentous national question. Knowing that there are many members of the assembly who desire to hear Senator Tillman, the University Oratorical association felt itself bound to inform the lower house of the legislature.

A similar communication has been extended to the senate.

Very sincerely yours,
LOUIS F. RAHR,
President of League.

LETTERS, PETITIONS, ETC.

By Mr. Carpenter,

Pet. No. 146, A.,

Petition of L. R. Anderson and 142 other residents of Portage and Marathon counties, favoring the passage of bills

160, A., relating to saw dust, etc., in Wisconsin river, and 377, A., requiring fish ways in all streams of the state.

To committee on Fish and Game.

By Mr. Carpenter:

Pet. No. 147, A.,

Petition in the form of a resolution of the Portage County Fish and Game Protective association, favoring the passage of bill No. 160, A., relating to saw dust, etc., in Wisconsin river, and No. 377, A., requiring fish ways in all streams in the state.

To committee on Fish and Game.

By Mr. Koch:

Pet. No. 148, A.,

Petition in the form of a resolution and protest by and from the cheese dealers of Wisconsin, against passage of bill No. 623, A.

To committee on Railroads.

By Mr. Dudgeon:

Pet. No. 149, A.,

Petition of H. G. Kleinfelter and thirty-two others, in favor of bill No. 551, A., making an appropriation for experiment station to be used in investigation as to growing and curing tobacco.

To committee on Agriculture.

By Mr. Andrew:

Pet. No. 150, A.,

Petition from T. LaFond and seventy-five others, protesting against the passage of No. 623, A.

To committee on Railroads.

By Mr. Andrew:

Pet. No. 151, A.,

Petition in form of a resolution by the order of Railway Conductors of Superior, Wis., favoring the passage of bill No. 559, A., the co-employe bill.

To committee on Judiciary.

By Mr. D. Evans, Jr.:

Pet. No. 152, A.,

Petition of Mr. C. F. Youngman and twenty-one other citizens of Washara county, asking for an appropriation in aid of the poultry industry.

To committee on Agriculture.

By Mr. D. Evans, Jr. :

Pet. No. 153, A.,

Petition in form of a letter from Arthur Wilson of Berlin,
against auto license bill.

Placed on file.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Roads and Bridges:

No. 630, A.,

A bill to amend chapter 52 of the statutes of 1898, by adding thereto a section to be known as section 1275b, providing for the laying out of highways in certain cases.

To committee on Roads and Bridges.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 459, A.,

A bill to protect administrators, executors, guardians or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

Has had the same under consideration, and has instructed same to report the same back with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Claims, to whom was referred:

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

DAVID EVANS, Jr.,
Chairman.

The committee on State Affairs, to whom was referred:

No. 426, A.,

A bill providing for the examination and licensing of station engineers,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

W. L. ROOT,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 49, S.,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be referred to the committee on Judiciary, as the question involved is purely a legal one.

E. W. WHITSON,
Chairman.

No. 49, S., was rereferred to committee on Judiciary.

The committee on Federal Relations, to whom was referred:
No. 148, S.,

A bill granting to the United States jurisdiction over certain lands in Brown county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

FRED HARTUNG,
Chairman.

The committee on Engrossed Bills, to whom was referred:
No. 9, A.,

A bill to amend subdivision 11 of section 1038 of the statutes of 1898, amended by chapter 95, laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation,

No. 36, A.,

A bill to authorize Alwin A. Muck, of the town of Brule, Douglas county, Wisconsin, his heirs, associates and assigns, to build and maintain a dam across the Brule river in Douglas county, Wisconsin, for the purpose of improving the navigation of said river and creating hydraulic power for the operation of machinery and for other lawful purposes,

No. 44, A.

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amendatory of section 2586 of the statutes of 1898,

By Mr. D. Evans, Jr. :

Pet. No. 153, A.,

Petition in form of a letter from Arthur Wilson of Berlin,
against auto license bill.

Placed on file.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Roads and Bridges:

No. 630, A.,

A bill to amend chapter 52 of the statutes of 1898, by adding thereto a section to be known as section 1275b, providing for the laying out of highways in certain cases.

To committee on Roads and Bridges.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 459, A.,

A bill to protect administrators, executors, guardians or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

Has had the same under consideration, and has instructed same to report the same back with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Claims, to whom was referred:

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

DAVID EVANS, Jr.,
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A bill providing for the examination and licensing of station engineers,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

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Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be referred to the committee on Judiciary, as the question involved is purely a legal one.

E. W. WHITSON,
Chairman.

No. 49, S., was rereferred to committee on Judiciary.

The committee on Federal Relations, to whom was referred:

No. 148, S.,

A bill granting to the United States jurisdiction over certain lands in Brown county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

FRED HARTUNG,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 9, A.,

A bill to amend subdivision 11 of section 1038 of the statutes of 1898, amended by chapter 95, laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation,

No. 36, A.,

A bill to authorize Alwin A. Muck, of the town of Brule, Douglas county, Wisconsin, his heirs, associates and assigns, to build and maintain a dam across the Brule river in Douglas county, Wisconsin, for the purpose of improving the navigation of said river and creating hydraulic power for the operation of machinery and for other lawful purposes,

No. 44, A.

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amendatory of section 2586 of the statutes of 1898,

No. 105, A.,

A bill amendatory of section 926—2 of the statutes of 1898, relating to annexation of territory to cities operating under special charter,

No. 272, A.,

A bill amendatory of section 690, statutes of 1898, relating to rebinding and transcribing public records,

No. 302, A.,

A bill to amend section 4136 of the statutes of 1898, relating to courts taking judicial notice of public acts of congress and the statutes of other states,

No. 345, A.,

A bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

No. 349, A.,

A bill to enable cities of the first, second and third class to acquire lands outside their corporate limits for hospital purposes, etc.,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 9, A., 36, A., 44, A., 105, A., 272, A., 302, A., 345, A., and 349, A., were severally referred to committee on Bills on Their Third Reading.

The committee on Enrolled Bills, to whom was referred:

No. 117, A.,

A bill to repeal chapter 224 of the laws of 1882, entitled, An act for the improvement of the St. Croix river,

No. 118, A.,

A bill to authorize St. Croix Falls Wisconsin improvement company, its successors and assigns, to build and maintain a dam across the St. Croix river at or near the village of St. Croix Falls, Polk county, Wisconsin,

No. 433, A.,

A bill to amend section 1299i of chapter 52 of the Wisconsin statutes of 1898, relating to temporary logging highways,

No. 290, A.,

A bill to authorize and empower the Antigo Island Club, a domestic corporation, its successors and assigns, to erect and maintain a dam across Pelican river in Oneida county, Wisconsin,

Have examined the same, and have instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,

Chairman.

BILLS READY FOR A THIRD READING.

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGillevray, his heirs, associates and assigns, to build a dam across the Flambeau river in Chippewa county, Wisconsin."

No. 264, A.,

A bill amending section 925—95a of the Wisconsin statutes of 1898, as amended by chapter 135, laws of Wisconsin for 1901, relating to waterworks and lighting,

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids.

No. 501, A.,

A bill pertaining to laying out public squares, grounds, streets, alleys, and to the extending and enlarging, widening or vacating the same in cities of the first class,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contract for doing the same,

Were severally passed.

No. 19, S.,

A bill to amend sub-section 12 of section 670 of the statutes of 1898, relating to appropriations by county boards for the erection of soldiers' and sailors' monuments.

Mr. Cady moved that the bill be re-referred to the committee on Assessment and Collection of Taxes,

Which motion was lost.

The ayes and noes being demanded, bill No. 19, S., was non-concurred in: Ayes, 46; noes, 49; absent or not voting, 5.

The vote was as follows:

Ayes—Messrs. Arneman, Barker, Bartzen, Beedle, Benson, Breitwisch, Carpenter, Coffland, Cowling, Crowley, Donald, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Kehrein, Kern, La Du, Le Roy, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Reynolds, Rupp, Sidler, Smelker, Smith C. H., Strong, Szymarek, Timlin, Westfahl and Williams—46.

Noes—Messrs. Ainsworth, Andrew, Bartlett, Becker, Braddock, Brittan, Cady, Carberry, Chandler, Cosgrove, Dahl, Dinsdale, Dixon, Doolittle, Ekern, Frear, Fridt, Gilman, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kimball, Kinney, Koch, Lang, Lane, Loeb, Lord, Ray, Reed, Root, Slade, Smalley, Smith A. E., Stevens, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Waterman, White, Whitson, Willott and Mr. Speaker—49.

Ab-sent or not voting—Messrs. Bradford, Hodgins, Karel, Price and Wallrich—5.

No. 331, S.,

A bill for a tax on gifts, inheritances, bequests, legacies, devises and successions in certain cases.

The ayes and noes being required, bill No. 331, S. was concurred in: Ayes, 76; noes, 18; absent or not voting, 6.

The vote was as follows:

Ayes—Messrs. Arneman, Bartlett, Bartzen, Becker, Beedle, Braddock, Breitwisch, Brittan, Cady, Carberry, Carpenter, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Peterson, Potter, Rakow, Rankl, Reynolds, Rupp, Sidler, Smalley, Smelker, Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, White, Whitson, and Mr. Speaker—76.

Noes—Messrs. Ainsworth, Andrew, Barker, Chandler, Crowley, Doolittle, Finnegan, Hodgins, Morgan, Morris, Osborn, Ray, Reed, Root, Slade, Smith A. E., Williams and Willott—18.

Absent or not voting—Messrs. Benson, Bradford, Irvine, Karel, Price and Wallrich—6.

BILLS TO BE ORDERED TO A THIRD READING.

No. 97, S.,

A bill changing the times of holding general terms of circuit courts in and for the counties of Portage and Waupaca in the seventh judicial court.

On motion of Mr. Strong,

No. 97, S.,

Was re-referred to the committee on Judiciary.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 73, A.,

A bill to authorize the Long Lake improvement company, a corporation, to repair, reconstruct, build and maintain a dam at the outlet of Long lake on government lot No. three (3), section No. eighteen (18), township No. thirty-two (32) north, range No. eight (8) west.

Amendment in form of a substitute offered by the committee on Lumber and Mining.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 255, A.,

A bill to authorize Cornell land and power company, a Wisconsin corporation, its successors and assigns, to build and maintain a dam across the Chippewa river in section 18, town 31, range 6 west, in Chippewa county, Wisconsin.

Amendment in the form of a substitute offered by the committee on Lumber and Mining.

Substitute adopted and bill, as amended,

Ordered engrossed and read a third time.

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendment of certain sections of the statutes of 1898.

Amendments offered by the committee on Judiciary, in report of March 17.

Amendments adopted, and bill, as amended,

Ordered engrossed and read a third time.

Amendment to title offered by committee adopted.

No. 402, A.,

A bill to amend section 925—21a of the Wisconsin statutes of 1898, relating to the detachment of territory from cities.

Amendment in the form of a substitute by the committee on Cities.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 448, A.,

A bill to authorize trustees of county asylums for the chronic insane to organize a mutual fire insurance company for the insurance of county asylums and almshouse property.

Amendment in the form of a substitute offered by the committee on Lumber and Mining.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 557, A.,

A bill to authorize David R. Davis and William L. Davis, their heirs, associates and assigns, to build, construct and maintain dams across the Chippewa river, in Chippewa county, Wisconsin.

Amendment in the form of a substitute offered by the committee on Corporations.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 354, A.,

A bill to repeal section 562a, chapter 29, of the Wisconsin statutes of 1898.

On motion of Mr. Coffland,
Re-referred to committee on Charitable and Penal Institutions.

No. 265, A.,

A bill to amend section 3813a of the Wisconsin statutes of 1898, relating to the discharge of mortgages and judgments of deceased persons,

No. 523, A.,

A bill to amend section 1210e of the Wisconsin statutes of 1898, relating to the recovery of damages arising from a failure to make a proper assessment of benefits and damages, as provided by law,

No. 553, A.,

A bill to amend section 1210h of the Wisconsin statutes of 1898, relating to limitation on equitable suits,

Were severally ordered engrossed and read a third time.

RECESS.

On motion of Mr. Ray,

The assembly took a recess until 7:30 o'clock p. m.

EVENING SESSION.

7:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

LETTERS, PETITIONS, ETC.

By Mr. Terens:

Pet. No. 154, A.,

Petition against bill No. 623, A., establishing a board of railroad commissioners.

To committee on Railroads.

By Mr. Carpenter:

Pet. No. 155, A.,

Petition by Coye Furniture Company and other manufacturers and shippers of Stevens Point, against passage of No. 623, A.
To committee on Railroads.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Privileges and Elections:

No. 631, A.,

A bill to amend chapter 443 of the laws of 1901, entitled, "An act relating to cities and fixing the terms of office of certain city officers."

Laid over to March 19.

By Committee on Judiciary:

No. 632, A.,

A bill to amend section 927 of the statutes of 1898, relating to powers of villages and cities especially incorporated, and to amend sections 919a and 919d of the statutes of 1898, relating to the construction of sewers and drains in villages.

To committee on Judiciary.

By Committee on Judiciary:

No. 633, A.,

A bill to abrogate the common law disabilities of married women on account of coverture.

To committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 60, A.,

A bill to repeal subdivision 10 of section 1038 of the statutes of 1898, relating to property exempt from taxation,

No. 324, A.,

A bill to repeal section 1072a of the statutes of 1898, as amended by section 20 of chapter 351 of the laws of 1899, relating to school fund tax apportionment,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be indefinitely postponed.

S. E. SMALLEY,
Chairman.

The committee on Dairy and Food, to whom was referred:
No. 293, A.,

A bill to amend section 4601 of the Wisconsin statutes of 1898, relative to the adulteration of drugs and foods,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 122, S.,

A bill to prescribe the standard measures for the Babcock test in determining the per cent. of butter fat in milk or cream; to prevent the sale of incorrectly marked implements for use in the said test and to prescribe penalty for false determination by said Babcock test or otherwise,

With the recommendation that the same be concurred in.

S. D. SLADE,

Chairman.

The committee on Lumber and Mining, to whom was referred:

No. 383, A.,

A bill to authorize the Milwaukee Granite Co., a Wisconsin corporation, its successors or assigns, to construct and maintain a dam across White river in the county of Waushara,

Has had the same under consideration, and has instructed me to report it back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 268, A.,

A bill to authorize the La Crosse and Northern Railroad company, its successors and assigns, to build and maintain a dam across Black river in La Crosse and Trempealeau counties, Wisconsin, for the purpose of improving the navigation in said river,

Has had same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended the bill do pass.

HENRY JOHNSON,

Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 211, A.,

A bill to amend section 1943 of the Wisconsin statutes of 1898, relating to policies of fire insurance,

No. 597, A.,

A bill concerning reserves of insurance companies writing personal accident and liability insurance policies,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

N. E. LANE,
Chairman.

The committee on Engrossed Bills, to whom was referred:
No. 73, A.,

A bill to authorize the Long Lake Improvement company, a corporation, to repair, re-construct, build and maintain a dam at the outlet of Long Lake, on government lot No. three (3), section No. eighteen (18), township No. thirty-two (32), north of range No. eight (8) west,

No. 255, A.,

A bill to authorize Cornell Land & Power company, a Wisconsin corporation, its successors and assigns, to build and maintain a dam across the Chippewa river, in section 18, town 31, range 6 west, in Chippewa county, Wisconsin,

No. 265, A.,

A bill amendatory of section 3813a of the statutes of 1898, relating to the discharge of mortgages and judgments, etc., of deceased persons.

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of certain sections of the statutes of 1898,

No. 402, A.,

A bill to amend section 925—21a, of the statutes of 1898, relating to the detachment of territory from cities,

No. 448, A.

A bill to authorize trustees of county asylums for the chronic insane, and poor commissioners, to organize a mutual fire insurance company for the insurance of county asylums and almshouse property,

No. 523, A.,

A bill amendatory of section 1210e of the statutes of 1898, relating to the recovery of damages arising from a failure to make a proper assessment of benefits and damages, as provided by law,

No. 553, A.,

A bill amendatory of section 1210h of the statutes of 1898, relating to limitation on equitable suits,

No. 557, A.,

A bill to authorize David R. Davis and William L. Davis, their heirs, associates and assigns, to build, construct and maintain dams across the Chippewa river in Chippewa county, Wisconsin,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 73, A., 255, A., 265, A., 394, A., 402, A., 448, A., 523, A., 553, A., and 557, A., were severally referred to the committee on Bills on Their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 9, A.,

A bill to amend subdivision 11 of section 1038 of the statutes of 1898, as amended by chapter 95, laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation,

No. 36, A.,

A bill to authorize Alvin A. Muck, of the town of Brule, Douglas county, Wisconsin, his heirs, associates and assigns, to build and maintain a dam across the Brule river, in Douglas county, Wisconsin, for the purpose of improving the navigation of said river and creating hydraulic power for the operation of machinery and for other lawful purposes,

No. 105, A.,

A bill amendatory of section 926—2 of the statutes of 1898, relating to annexation of territory to cities operating under charter,

No. 272, A.,

A bill amendatory of section 690, statutes of 1898, relating to rebinding and transcribing public records,

No. 302, A.,

A bill to amend section 4136 of the statutes of 1898, relating to courts taking judicial notice of public acts of congress and the statutes of other states,

No. 345, A.,

A bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 72, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

Has examined the same, and has instructed me to report them back as correct.

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record and amendatory of section 2586 of the statutes of 1898,

No. 349, A.,

A bill to enable citizens of the first and second class to acquire lands outside their corporate limits for hospital purposes, etc.,

Has examined the same, and with verbal changes has instructed me to report them back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 22, S.,

A bill relating to the certification of teachers of manual training and of domestic science.

No. 160, S.,

A bill to provide for reprinting the first ten volumes of the Wisconsin historical collections,

No. 231, S.,

A bill to amend section 419 of the statutes of 1898, relating to orders made by town boards of supervisors, in cases of formation of school district, or alteration of school district boundaries, and the time when such orders may be made to take effect,

No. 268, S.,

A bill to amend chapter 17 of the laws of 1895, relating to the municipal court of Manitowoc county,

No. 347, S.,

A bill to provide for the taxation of incorporated and private banks, and to amend sections 1042, 1051 and 1057 of the statutes of 1898.

SENATE MESSAGE CONSIDERED.

Bill No. 22, S.,

Read first and second times, and

Referred to committee on Education.

Bill No. 160, S.,

Read first and second times, and

Referred to the committee on State Affairs.

Bills Nos. 231, S., and 268, S.,

Read first and second times, and

Referred to the committee on Judiciary.

Bill No. 347, S.,

Read first and second times, and

Referred to committee on Assessment and Collection of Taxes.

MOTIONS CONSIDERED.

On motion of E. W. Whitson,

Bill No. 129, S.,

Was recalled from the committee on Public Health and Sanitation, and re-referred to the committee on Dairy and Food.

ADJOURNMENT.

On motion of Mr. Dahl,

The assembly adjourned.

THURSDAY, MARCH 19, 1903.

10:00 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. C. C. Campbell offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartz, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridt, Fritzke, Gilman, Haderer, Hamon, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson H., Johnson T., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenshusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—96.

Absent—Messrs. Braddock, Bradford, Karel and Price—4.

Absent with leave—Messrs. Bradford and Price.

LEAVE OF ABSENCE

Was granted

To Mr. Bradford for this session.

MOTIONS CONSIDERED.

Mr. Ray moved that the vote by which bill No. 19, S., was non-concurred in, be reconsidered.

The ayes and noes being demanded, the vote was reconsidered: Ayes, 60; noes, 34; absent or not voting, 6.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cowling, Crowley, Dixon, Donald, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Johnson F., Johnstone, Kehrein, La Du, Lang, Le Roy, Martin, Moldenhauer, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reynolds, Rupp, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Strong, Szymarek, Terens, Thiessenhusen, Timlin, Wallrich, Waterman, Westfahl, White, Williams and Willott—60.

Noes—Messrs. Andrew, Bartlett, Chandler, Cosgrove, Dahl, Dinsdale, Doolittle, Ekern, Frear, Fridd, Gilman, Irvine, Johnson Henry, Johnson Thos., Kern, Kimball, Kinney, Koch, Lane, Loebs, Lord, Miller, Morgan, Reed, Root, Smalley, Stevens, Tarrell, Thoreson, Thompson, Valentine, Verbeck, Whitson and Mr. Speaker—34.

Absent or not voting—Messrs. Braddock, Bradford, Carberry, Karel, Price and Rankl—6.

The question then being, Shall bill No. 19, S, be concurred in? and

The ayes and noes being demanded, bill No. 19, S., was concurred in: Ayes, 57; noes, 39; absent or not voting, 4.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartzen, Becker, Beedle, Benson, Breitwisch, Carpenter, Coffland, Cowling, Crowley, Dixon, Donald, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Johnstone, Kehrein, Kern, La Du, Le Roy, Martin, Moldenhauer, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reynolds, Rupp, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Strong, Szymarek, Terens, Thiessenhusen, Timlin, Wallrich, Waterman, Westfahl, Williams and Willott—57.

Noes—Messrs. Andrew, Bartlett, Brittan, Cady, Carberry, Chandler, Cosgrove, Dahl, Dinsdale, Doolittle, Ekern, Frear, Gilman, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kimball, Kinney, Koch, Lang, Lane, Loebs, Lord, Miller, Morgan, Rankl, Reed, Root, Smalley, Stevens, Tarrell, Thoreson, Thompson, Valentine, Verbeck, White, Whitson and Mr. Speaker—39.

Absent or not voting—Messrs. Braddock, Bradford, Karel and Price—4.

RESOLUTIONS INTRODUCED.

By Mr. Cady:

Jt. Res. No. 19, A.,

Joint resolution asking that a joint committee be appointed, consisting of president of the senate, speaker of the assembly, three members of the senate and five members of the assembly to act with citizens' committee of city of Madison, in arranging for reception to President Roosevelt on April 3, 1903.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Judiciary:

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to the compensation of jurors and talesmen.

Referred to calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 486, A.,

A bill to prevent monopolies and combinations, and prohibiting the restraint of trade and discriminations, and providing penalties for the violation thereof,

No. 39, A.,

A bill to facilitate the trial of issues triable by the court,

No. 299, A.,

A bill relating to justices of the peace and constables in cities having a population of 100,000 inhabitants or over,

No. 311, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class,

No. 312, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class, and adjournments of proceedings in justice courts,

No. 462, A.,

A bill relating to justices of the peace in cities of the first class,

No. 250, A.,

A bill to amend sections 4082 and 4084 of the Wisconsin statutes of 1898, and to repeal section 4083 of the Wisconsin statutes of 1898, relating to administering of oaths,

No. 495, A.,

A bill to provide for the renewal of judgments and for continuing the lien thereof and prescribing the method of renewing the same without suit for an additional term of ten years and allowing an execution thereon after renewal,

No. 136, A.,

A bill to amend section 2439 of the Wisconsin statutes of 1898, relative to duties and fees of reporters,

No. 158, A.,

A bill to amend section 3514, Wisconsin statutes of 1898 relating to division of proceeds from homestead in the disposition of real estate of infants and incompetents,

No. 261, A.,

A bill to shorten the procedure in the remedy by certiorari and to enlarge its scope when used otherwise than to review the action of a court,

No. 303, A.,

A bill to create a commission to pass upon the legality of proposed legislation before its passage,

No. 514, A.,

A bill relative to the probating of estates and limiting the allowance therein to widows and children pending administration of the estate and also compelling either surviving parent to care for, raise and maintain their minor children without remuneration therefor from said minors,

No. 424, A.,

A bill to amend chapter 434 of the laws of 1901, relating to the liability and restriction of foreign corporations,

No. 518, A.,

A bill to provide for the selection of grand jurors, and to repeal all acts and parts of acts inconsistent therewith,

No. 544, A.,

A bill to amend section 1, of chapter 269 of the laws of 1901, relating to homestead exemptions,

No. 555, A.,

A bill to amend section 3726 of the Wisconsin statutes of 1898 as amended by chapter 267, laws of Wisconsin for 1901, relating to proceedings against garnishees in justices' courts,

No. 562, A.,

A bill to amend subdivision 1, of section 752, of the statutes of 1898, relating to duties of district attorneys,

No. 370, A.,

A bill to encourage the maintenance of permanent land marks and make public record thereof,

No. 596, A.,

A bill to amend section 2252 of the Wisconsin statutes of 1898, relating to the discharging of record of mortgages and life tenancies,

No. 222, A.,

A bill to define the duties of the attorney general concerning combinations and monopolies in restraint of trade, and to appropriate such money as may be necessary to pay the expenses incident to the discharge of such duties,

Jt. Res. No. 7, A.,

Joint resolution requiring an investigation as to the actual and legitimate expense and reasonable profit incident to the production and refining of crude petroleum by the Standard Oil company, and as to what price that company should reasonably charge for refined petroleum to the people of Wisconsin, and authorizing such other action to be taken as shall be found necessary to require such company to furnish an ample supply of said product at reasonable prices,

No. 406, A.,

A bill to provide a salary for public administrators, and amending section 3818 of the Wisconsin statutes of 1898,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be each, severally, indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 249, A.,

A bill to repeal sections 4082 and 4083, of the Wisconsin statutes of 1898, and amending section 4084 of the Wisconsin statutes of 1898, relating to administering of oaths,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

Jt. Res. No. 9, A.,

A joint resolution relating to trusts and unlawful industrial combinations,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

Your committee asks leave to introduce a bill, being a bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to compensation of jurors and talesmen. Your committee would further make report that it has fully considered said proposed bill and has instructed me to report the same back with the recommendation that it do pass.

FRANK A. CADY,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 204, A.,

A bill to prevent the manufacture, sale or importation of cigarettes, cigarette paper and any substitute for the same,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Amend after the word "after" in the third section, the words "July 1st, 1903," so that it will read as follows: "Section 3. This act shall take effect and be in force from and after July 1st, 1903."

And with the recommendation that when so amended the bill do pass.

No. 277, A.,

A bill to provide for the collection and publication of statistics relating to the sale of alcoholic liquors,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Amend by adding at the end of section 2, the following: "Or imprisonment in the county jail not less than thirty days nor more than sixty days."

And with the recommendation that when so amended the bill do pass.

E. W. WHITSON,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 154, A.

A bill to provide for the submission of the question of license or no license to the electors of any ward,

No. 289, A.,

A bill to prevent the sale of intoxicating liquors within one mile of the national soldiers' home in Milwaukee county,

No. 609, A.,

A bill relating to the manufacture of beer,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

E. W. WHITSON,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 402, A.,

A bill to amend section 925—21a of the statutes of 1898, relating to the detachment of territory from cities,

No. 553, A.,

A bill amendatory of section 1210h of the statutes of 1898, relating to limitation on equitable suits,

Has examined the same and report them back as correct.

No. 73, A.,

A bill to authorize the Long Lake Improvement company, a corporation, to repair, reconstruct, build and maintain a dam at the outlet of Long Lake, on government lot No. three (3), section No. eighteen (18), township No. thirty-two (32), north, of range No. eight (8), west.

No. 255, A.,

A bill to authorize Cornell Land and Power company, a Wisconsin corporation, its successors and assigns, to build and maintain a dam across the Chippewa river, in section 18, town 31, range 6 west, in Chippewa county, Wisconsin,

No. 448, A.,

A bill to authorize trustees of county asylums for the chronic insane and poor commissioners to organize a mutual fire insurance company for the insurance of county asylums and almshouse property,

No. 523, A.,

A bill amendatory of section 1210e of the statutes of 1898, relating to the recovery of damages arising from the failure to make a proper assessment of benefits and damages, as provided by law,

No. 557, A.,

A bill to authorize David R. Davis and William L. Davis, their heirs, associates and assigns, to build, construct and maintain dams across the Chippewa river, in Chippewa county, Wisconsin,

Has had the same under consideration, and with verbal changes report them back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 29, S.,

A bill amending section 3, chapter 296, laws of Wisconsin for 1899, relating to the unexpended balance of the annual appropriation to be added to the expenditure for the next ensuing year,

No. 53, S.,

A bill to amend section 4951 of the statutes of 1898, relating to bible and religious instruction,

No. 88, S.,

A bill to amend section 764 of the statutes of 1898, relating to fees for register of deeds,

No. 201, S.,

A bill to amend section 1 of chapter 347, laws of 1901, relating to the legal qualifications for kindergarten teachers in Wisconsin,

No. 345, S.,

A bill to authorize O. E. Pederson and L. E. McGill, their associates and assigns, to build and maintain a dam across the Flambeau river, in the county of Gates, in the state of Wisconsin.

SENATE MESSAGE CONSIDERED.

Bills No. 29, S., 53, S., and 201, S.,
Were read first and second times, and
Referred to the committee on Education.

Bill No. 88, S.,

Was read first and second times, and
Referred to the committee on Judiciary.

Bill No. 345, S.,

Was read first and second times, and
Referred to the committee on Lumber and Mining.

And has concurred in

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146 of the laws of 1872, and to cure certain omissions in the organization thereof, and adding section 1772b of the Wisconsin statutes of 1898.

BILLS READY FOR A THIRD READING.

No. 9, A.,

A bill to amend sub-division 11 of section 1038 of the Wisconsin statutes, as amended by chapter 95, laws of 1899, chapter 392, laws of 1901, chapter 192, laws of 1901, relating to property exempt from taxation.

The ayes and noes being demanded, the bill was passed: Ayes, 70; noes, 22; absent or not voting, 8.

The vote was as follows:

Ayes—Messrs. Arneman, Barker, Bartzén, Becker, Breitwisch, Carberry, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Doolittle, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern, Kinney, La Du, Lang, Lane, Loebs, Lord, Martin, Miller, Moldenhauer, Morris, Osborn, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Szymarek, Terens, Thiessenhusen, Thoreson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Whitson, Williams and Willott—70.

Noes—Messrs. Ainsworth, Andrew, Bartlett, Beedle, Brittan, Cady, Chandler, Dixon, Donald, Douglas, Dudgeon, Ekern, Finnegan, Irvine, Johnson Henry, Kimball, Koch, Peterson, Tarrell, Thompson, Verbeck and Mr. Speaker—22.

Absent or not voting—Messrs. Benson, Braddock, Bradford, Karel, LeRoy, Morgan, Price and Smith C. H.—8.

No. 36, A.,

A bill to authorize Alvin A. Muck, his heirs, associates and assigns, to build and maintain a dam across Brule river, in Douglas county, Wisconsin,

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amending section 2586 of the Wisconsin statutes,

No. 105, A.,

A bill to amend section 926—2, Wisconsin statutes of 1898, relating to annexation of territory to cities operating under special charters,

No. 272, A.,

A bill concerning the rebinding and transcribing of records,

No. 302, A.;

A bill to amend section 4136, of the Wisconsin statutes of 1898, relating to courts taking judicial notice of public acts of congress, and the statutes of other states,

No. 345, A.,

A bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

No. 349, A.,

A bill to enable cities of the first and second class to acquire lands outside their corporate limits for hospital purposes, etc.

Were severally each passed.

BILLS TO BE ORDERED TO A THIRD READING.

No. 122, S.,

A bill to prescribe the standard measures for the use of the Babcock test in determining the per cent. of butter fat in milk or cream; to prevent the sale of incorrectly marked implements for use in said test and to prescribe the penalty for false determination by said Babcock test or otherwise,

No. 148, S.,

A bill granting to the United States jurisdiction over certain lands in Brown county,

Were severally each ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 65, A.,

Substitute bill to amend section 751 of the Wisconsin statutes of 1898, relating to district attorney.

Amendment in the form of a substitute offered by the committee on Judiciary.

Substitute adopted, and

The ayes and noes being demanded, bill No. 65, A., as amended, was ordered engrossed and read a third time: Ayes, 72; noes, 16; absent or not voting, 12.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Becker, Beedle, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Thomas, Johnstone, Kehrein, Kimball, Kinney, Lang, Lane, Loeb, Lord, Martin, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Root, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Thiessenhusen, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, Williams and Mr. Speaker—72.

Noes—Messrs. Gilman, Hodgins, Johnson Henry, Kern, Koch, LaDu, Moldenhauer, Rankl, Reynolds, Rupp, Szymarek, Tarrell, Terens, Thompson, White and Whitson—16.

Absent or not voting—Messrs. Benson, Braddock, Bradford, Haderer, Karel, LeRoy, Miller, Morgan, Price, Sidler, Smalley and Willott—12.

No. 100, A.,

A bill to register and regulate the using of automobiles and other motor vehicles on the public highway of the state.

Amendment in the form of a substitute offered by the committee on Judiciary.

Substitute adopted, and

Bill, as amended,

Ordered engrossed and read a third time.

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

No. 293, A.,

A bill to amend section 4601 of the Wisconsin statutes of 1898, relative to the adulteration of drugs and foods,

No. 459, A.,

A bill to protect administrators, executors, guardians, or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

Were severally ordered engrossed and read a third time.

SPECIAL ORDER.

11 O'CLOCK A. M.

The question being, Shall

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

Be ordered engrossed and read a third time?

On motion of Mr. Smalley,

Further action on No. 584, A., was deferred until March 24 at 11 o'clock a. m.

RECESS.

On motion of Mr. Ray,

The assembly took a recess until 7 o'clock this evening.

EVENING SESSION

7:00 O'CLOCK P. M.

The assembly met.
Mr. Cady in the chair.

LETTERS, PETITIONS, ETC.

By Mr. Douglas:

Pet. No. 156, A.,

Petition of J. S. Bell and others, relating to bill No. 204, A.,
being a bill to prevent the manufacture, sale or importation of
cigarettes, etc.

To committee on Public Health and Sanitation.

By Mr. Carberry:

Pet. No. 157, A.

Petition signed by John Gruenich and forty other merchants
of the city of Fond du Lac, in favor of the passage of bill No
92, A.

To committee on Judiciary.

RESOLUTIONS INTRODUCED.

By Mr. Dinsdale:

Res. No. 28, A.,

Resolution providing that the sergeant-at-arms have printed
200 additional copies of bill No. 111, A.

Resolved, That the sergeant-at-arms be and hereby is in-
structed to have printed 200 additional copies of bill No. 111, A.

Adopted.

MOTIONS CONSIDERED.

On motion of Mr. Whitson,

Bill No. 167, A.,

Was recalled from the committee on Public Health and Sani-
tation and re-referred to the committee on Judiciary.

On motion of Mr. Carpenter,

Bill No. 136, A.,
Was re-referred to the committee on Judiciary.
On motion of Mr. LeRoy,
Bill No. 56, S.,
Was re-referred to the committee on Judiciary.

BILLS INTRODUCED.

Read first and second times and referred.
By Committee on Cities:
No. 635, A.,
A bill to provide for the improvement of portions of streets,
avenues and boulevards for park purposes.
Passage recommended.
Referred to calendar.
By Committee on Agriculture:
No. 636, A.,
A bill governing the importation of branded or range western
horses.
To committee on Agriculture.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred:
No. 635, A.,
A bill to provide for the improvement of portions of streets,
avenues and boulevards for park purposes,
Has had the same under consideration, and has instructed
me to report the same back with the recommendation that
it do pass.

GEO. H. RAY,
Chairman.

The committee on Finance, Banks and Insurance, to whom
was referred:
No. 399, A.,
A bill providing for the re-incorporation into stock corpora-
tions of mutual fire insurance companies,
Has had the same under consideration, and has instructed me
to report the same back with an amendment.
Amend as follows:

Insert at the end of section two, the following:

Provided, that if any one of the past or present members shall not subscribe for stock, then the said corporation shall upon application within ninety (90) days return to him his equitable proportion of the surplus of the company, to be computed by an actuary to be employed by the corporation for that purpose.

With the recommendation that when so amended the bill do pass.

N. E. LANE,
Chairman.

The committee on Dairy and Food, to whom was referred:

No. 129, S.,

A bill to prevent the sale of unclean and unsanitary milk and the use thereof in the manufacture of food products and to prohibit unclean and unsanitary conditions of creameries, cheese factories and milk dealers' establishments or outfits,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be concurred in.

S. D. SLADE,
Chairman.

The committee on Ways and Means, to whom was referred:

No. 308, A.,

A bill to amend section 18 of the Wisconsin statutes of 1908, relating to elections.

Has had the same under consideration, and has instructed me to report the same back with recommendation that the same do pass.

JOSEPH WILLOT, JR.,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 65, A.,

A bill amendatory of section 751, of the statutes of 1898, relating to compensation of district attorneys.

No. 100, A.,

A bill to regulate the using of automobiles and other motor vehicles on the highways of the state of Wisconsin, and to provide for a registry of such vehicles,

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

No. 293, A.,

A bill to amend section 4601 of the statutes of 1898, relative to the adulteration of drugs, foods, etc.,

No. 459, A.,

A bill to protect administrators, executors, guardians, or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 65, A., 100, A., 242, A., 293, A., and 459, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 265, A.,

A bill to amend section 3813a of the statutes of 1898, relating to the discharge of mortgages and judgments, etc., of deceased persons,

Has had the same under consideration, and has instructed me to report the same back with an amendment to title, as follows:

A bill amendatory of section 3813a of the statutes of 1898, relating to discharge of mortgage, judgment, etc."

And when so amended, report it back as correct.

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of chapter 154 of the revised statutes of 1898,

Has examined the same, and has instructed me to report it back as correct.

F. H. LORD,

Chairman.

MESSAGE FROM THE SENATE

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 90, A.,

A bill amendatory of section 2296 of the statutes of 1898, relating to certificate of proof and record,

With an amendment as follows:

38—A. J.

Amend the printed substitute for No. 90, A., by adding at the end thereof, the following:

"Provided, however, that this act shall not apply to wills heretofore proved and allowed."

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways, to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

With an amendment as follows:

Strike out of section 1 of bill No. 538, A., the following words where they occur in section 1, commencing in line 3, "Public welfare will be promoted or that it is necessary for the purpose of completing any public park system to," and insert in lieu thereof the following: "Establishment of building lines or the taking of the owner's right to build on any specified portion of his realty is necessary for the public use, such common council may."

Further amend by striking out the following words where they occur in section 2 of said bill, "Whether the public welfare will be promoted or whether it is necessary to establish such building lines for the purpose of completing such public park system" and insert in lieu thereof, "whether the establishment of the building line or the taking of the owner's right to build on the specified portion of his realty is necessary for the public use."

Further amend said bill by striking out the words "public welfare will be promoted or that it is necessary in order to complete such public park system that such lines shall be established" in section 3 and insert in lieu thereof the words "establishment of building lines or the taking of the owner's right to build on the specified portion of his realty is necessary for the public use."

And has concurred in

No. 157, A.,

A bill to amend section 1529d of the statutes of 1898, relating to bonds of members of soldiers' relief commission and to legalize bonds heretofore given,

No. 169, A.,

A bill amendatory of section 2331 of the statutes of 1898, relating to persons authorized to solemnize marriages,

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as police justice for the village of Waunakee, Dane county,

No. 536, A.,

A bill to amend subsection 67 of section 925 of the statutes of 1898, relating to the general charter law,

No. 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county,

548, A.,

A bill amendatory of section 1010, chapter 46, of the Wisconsin statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports.

Jt. Res. No. 19, A.,

For appointment of a committee to receive President Roosevelt.

SENATE MESSAGE CONSIDERED.

Bills Nos. 90, A., and 533, A., with senate amendments
Referred to the calendar.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 631, A.,

A bill to amend chapter 443 of the laws of 1901, entitled, "An act relating to cities and fixing the terms of office of certain city officers."

On motion of Mr. Andrew,

Action on bill No. 631, A., was deferred until March 20.

No. 426, A.,

A bill providing for the examination and licensing of stationary engineers.

On motion of Mr. Dudgeon,

Laid over until March 24.

No. 60, A.,

A bill to repeal subdivision 10 of section 1038 of the Wisconsin statutes of 1898, relating to property exempt from taxation, No. 211, A.,

A bill to amend section 1943 of the Wisconsin statutes of 1898, relating to policies of fire insurance,

No. 324, A.,

A bill to repeal section 1072a of the Wisconsin statutes of 1898, as amended by section 20 of chapter 351 of the laws of 1899, relating to school fund tax apportionment,

No. 597, A.,

A bill concerning reserves for insurance companies writing personal accident and liability insurance policies,

Were severally each indefinitely postponed.

ADJOURNMENT.

On motion of Mr. Douglas,

The assembly adjourned until 9:30 o'clock a. m., March 20.

FRIDAY, MARCH 20, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. C. C. Campbell offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Haderer, Hannifin, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Koch, La Du, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Terrell, Terens, Thiessenhusen, Thoreson, Timlin, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—83.

Absent—Messrs. Braddock, Bradford, Cowling, Dixon, Gilman, Hamm, Hartung, Hassa, Karel, Kinney, Lang, Morgan, Price, Ray, Szymarek, Thompson, and Valentine—17.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To all absent members for this session.

The chair announced the death of the Hon. Charles V. Bardeen, associate justice of the supreme court of Wisconsin.

RESOLUTIONS INTRODUCED.

By Mr. Walrich:

Jt. Res. No. 20, A.,

Joint resolution regarding the death of the Honorable Charles V. Bardeen and providing for an adjournment of the legislature until nine o'clock p. m., Monday, March 23, 1903.

It having been announced to the senate by the president, and to the assembly by the speaker, that Honorable Charles V. Bardeen, one of the justices of the supreme court of Wisconsin, died at his home in the city of Madison, at 5:30 o'clock this morning.

Resolved by the assembly, the senate concurring, That as a tribute of respect to the distinguished citizen and jurist who has passed away in the prime of his usefulness, a committee be appointed, consisting of five senators and seven assemblymen, who, with the officers of both houses, shall represent the legislature at the funeral and that the legislature adjourn until nine o'clock p. m., Monday, March 23, 1903.

Adopted by unanimous rising vote.

MESSAGE FROM THE SENATE.

By Theo. W. Goldin, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has concurred in Jt. Res. No. 20, A.,

Relating to adjournment in honor of the late Judge Bardeen.

COMMITTEE APPOINTED.

The chair appointed to represent the assembly on the legislative committee provided for in Jt. Res. No. 20, Messrs. Wallrich, Ekern, David Evans Jr., Dudgeon, Smelker, A. E. Smith and E. W. Evans.

ADJOURNMENT.

Jt. Res. No. 20, A., having been adopted and concurred in,
The assembly adjourned without a motion until March 23, at 9 o'clock p. m.

MONDAY, MARCH 23, 1903.

9:00 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. Charles Snyder offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Cowling, Crowley, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Irvine, Johnson Henry, Johnstone, Kehrein, Kimball, Koch, LaDu, Lane, Le Roy, Loebs, Martin, Miller, Moldenhauer, Morgan, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Thiessenhusen, Thompson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Whitson, Willott and Mr. Speaker—75.

Absent—Messrs. Braddock, Bradford, Breitwisch, Coffland, Dahl, Dinsdale, Finnegan, Frear, Hassa, Hodgins, Johnson F., Johnson Thos., Karel, Kern, Kinney, Lang, Lord, Morris, Price, Rankl, Strong, Terens, Thoreson, Verbeck, and Williams—25.

Absent with leave—Mr. Price—1.

CORRECTIONS TO THE JOURNAL.

The journal of March 20 was approved.

LEAVE OF ABSENCE

Was granted

To all absent members for this session.

MOTIONS CONSIDERED.

On motion of Mr. Dixon,
Bill No. 440, A., was returned to the clerk's desk and to the member who introduced it.

On motion of Mr. Cadý,
Bills Nos. 303, A., 311, A., and 312, A.,
Were re-referred to the committee on Judiciary.

REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred:
No. 445, A.,

A bill to grant to the Eau Claire, Chippewa & North-eastern railway company, a right of way over and across the northeast quarter of southwest quarter and the north west quarter of the southeast quarter and the northeast quarter of the southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), in township twenty eight (28) north, of range eight (8) west, in Chippewa county,

Has had the same under consideration, and has instructed me to report the same back with an amendment, -as follows:

Insert after the words "southeast quarter," where they occur in the fifth line of section 1 of the printed bill the words "and the northeast quarter of southwest quarter."

And with the recommendation that when so amended the bill do pass.

No. 328, S.,

A bill to amend section 1379—11 of the statutes of 1898, as amended by chapter 50 of the laws of 1901, relating to drainage districts,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:
No. 610, A.,

A bill to amend section 128 of the Wisconsin statutes of 1898, relative to the election and terms of state officers,

No. 327, A.,

A bill to amend section 1329a of the Wisconsin statutes of 1898, relating to the use of highways by electric poles,

No. 328, A.,

A bill to amend section 1330 of the Wisconsin statutes of 1898, relating to encroachment on highways,

Has had each of said bills under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

Mr. Koch dissents from the report of the committee as to No. 328, A.

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:

No. 262, S.,

A bill to provide for state insurance on public buildings and making an appropriation therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 355, A.,

A bill to amend section 1 of chapter 406 of the laws of 1901, entitled, "An act to authorize the governor on behalf of the state to co-operate with the city of Madison in paving the streets surrounding the capitol park, and making an appropriation."

No. 624, A.,

A bill to appropriate a certain sum of money for the purchase of stationery for the use of the state,

Has had the same under consideration, and has instructed me to report them back with the recommendation that they do severally pass.

W. L. ROOT,
Chairman.

Bill No. 624, A., was re-referred to the committee on Claims.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 41, A.,

A bill to amend chapter 445, of the laws of 1901, entitled, An act to create the office of county supervisor of assessments,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

S. E. SMALLEY,
Chairman.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 347, S.,

A bill to provide for the taxation of incorporated and private banks, and to amend sections 1042, 1051 and 1057 of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Insert after the word "any" in the tenth line of section six of the printed bill the following words: "and constituting a part of the capital of said bank."

And with the recommendation that when so amended the bill be concurred in.

S. E. SMALLEY,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 395, A.,

A bill to amend chapter 66 of the statutes of 1898, relating to excise and the sale of intoxicating liquors,

No. 627, A.,

A bill relating to the return of funds heretofore paid into the state treasury by the Wisconsin board of medical examiners,

Has had the same under consideration, and has instructed me to report them back with the recommendation that the bills do severally pass.

No. 212, A.,

A bill amending section 4607k of the statutes of 1898, relating to impure ice,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 581, A.,

A bill authorizing the inspection of, and to secure a report upon the building and care of tenement houses,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the word "power" where it appears in the seventh line of section 1 and in the fourth line of section 2, and insert in lieu thereof the word "authorize."

And with the recommendation that when so amended the bill do pass.

E. W. WHITSON,
Chairman.

The committee on Fish and Game, to whom was referred:

No. 241, A.,

A bill for taking and transporting game birds for propagating purpose,s

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same do pass.

C. L. VALENTINE,

Chairman.

The committee on Education, to whom was referred:

No. 22, S.,

A bill relating to the certification of teachers of manual training and of domestic science,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 106, S.,

A bill to amend section 378 of the statutes of 1898, as amended by chapter 255 of the general laws of 1901, extending the terms of office of regents until their successors be appointed,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Amend bill 106, S., by striking out the word "Wisconsin" where it appears in the first line of section one of said bill.

And with the recommendation that when so amended that it be concurred in.

No. 192, A.,

A bill to amend section 486a of the Wisconsin statutes of 1898, as amended by chapter 272, laws of 1899, relating to township libraries,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 563, A.,

A bill to provide the means of self-support to adult blind artisans and the means of instruction to those desiring to become artisans, and to appropriate money therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be referred to the committee on Charitable and Penal Institutions, it being in our judgement the proper committee to pass upon it.

JAMES JOHNSTONE,

Chairman.

Bill No. 563, A., was re-referred to the committee on Charitable and Penal Institutions.

The committee on Bills on Third Reading, to whom was referred:

No. 100, A.,

A bill to regulate the using of automobiles and other motor vehicles on the highways of the state of Wisconsin, and to provide for a registry of such vehicles,

Has examined the same, and with verbal changes report it back as correct.

No. 65, A.,

A bill amendatory of section 751 of the statutes of 1898, relating to compensation of district attorneys,

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

No. 293, A.,

A bill to amend section 4601 of the statutes of 1898, relating to the adulteration of drugs and foods,

No. 459, A.,

A bill to protect administrators, executors, guardians or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

Has examined the same, and report them back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 62, S.,

A bill to compensate the legislative visiting committee, appointed to visit the state charitable and penal institutions.

SENATE MESSAGE CONSIDERED.

Bill No. 62, S.,

Was read first and second times, and

Referred to calendar.

BILLS READY FOR A THIRD READING.

On motion of Mr. Andrew,

All rules interfering with the immediate passage of

No. 631, A.,

A bill to amend chapter 443 of the laws of 1901, entitled, "An act relating to cities and fixing the terms of office of certain city officers,"

Were suspended.

Amendment in form of a substitute offered by Mr. Andrew on behalf of committee.

Substitute adopted, including amendment to title, and bill, as amended, passed..

COMMITTEE APPOINTMENTS.

The chair announced the appointment of Messrs. Cady, Andrew, Ray, Frear and Potter to represent the assembly on the committee provided for by Jt. Res. No 19, A.

ADJOURNMENT.

On motion of Mr. Whitson,

The assembly adjourned.

TUESDAY, MARCH 24, 1903.

10:00 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. J. Hoffman offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartz, Becker, Beedle, Benson, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hanniffin, Hartung, Irvine, Johnson F., Johnson T., Johnstone, Karel, Kehrein, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebbs, Lord, Martin, Miller, Moldenhauer, Morgan, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Thiessenhusen, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—85.

Absent—Messrs. Braddock, Bradford, Breitwisch, Finnegan, Hassa, Hodgins, Johnson H., Kern, Lang, Morris, Price, Rankl, Strong, Terens, and Thoreson—15.

Absent with leave—Mr. Price.

LEAVE OF ABSENCE

Was granted

To Mr. Braddock indefinitely.

To Messrs. Breitwisch, Finnegan, Hassa, Kern, Lang, Morris, Rankl, Strong and Terens for this session.

CORRECTIONS TO THE JOURNAL

The journal of March 23 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Dixon:

Pet. No. 158, A.,

Petition in the form of a letter from the Carriage Workers Union No. 33, of Racine, asking for better co-employe laws, and opposed to any change in the present exemption laws.

To committee on Judiciary.

By Mr. Dixon:

Pet. No. 159, A.,

Petition in the form of a letter from the Amalgamated Woodworkers' International Union No. 60 of Racine, for the passage of the co-employe labor bills and not in favor of any change in the present exemption laws of Wisconsin.

To committee on Judiciary.

By Mr. Ainsworth:

Pet. No. 160, A.,

Petition from manufacturers and shippers of city of Waukesha, against passage of freight commission bill.

To committee on Railroads.

By Mr. Potter:

Pet. No. 161, A.,

Petition of West Bend Brewing Co., et al., against passage of freight commission bill.

To committee on Railroads.

By Mr. Fridd:

Pet. No. 162, A.,

Petition in the form of a letter, from H. H. G. Bradt, favoring the passage of bill No. 149, S.

To committee on Claims.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Public Health and Sanitation.

No. 637, A.,

A bill relating to the state board of medical examiners, and to the registration and licensing of persons engaged in the practice of medicine, surgery or osteopathy in the state of Wisconsin.

To committee on Public Health and Sanitation.

By Committee on Judiciary:

No. 638, A.,

A bill to provide for trial by jury in proceedings arising from violation of injunctive orders.

To committee on Judiciary.

REPORTS OF COMMITTEE.

The committee on Judiciary, to whom was referred:

No. 520, A.,

A bill to amend section 3913, of the Wisconsin statutes of 1898, relating to the appraisal of real estate for sale in county courts,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the words "to amend" in the title of said bill and insert in lieu thereof the words "amendatory of." Further amend said bill by striking out the word "Wisconsin" where said word appears in the title of said bill. Further amend said bill by striking out the word "Wisconsin" where said word appears in the first line of section 1 of said bill.

And with the recommendation that when so amended said bill do pass.

No. 213, A.,

A bill to amend chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the Wisconsin statutes of 1898, relating to damages caused by defective highways,"

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute be adopted, and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the word "stuck" where said word appears in the tenth line of section 1 of the printed bill, and insert in lieu thereof the word "fastened." Further amend said bill by striking out all of section 3 of said bill, and insert in

lieu thereof the following: "Section 3. Any person violating the provisions of this act shall be liable to the person personally liable for the indebtedness, in which case such person shall be entitled to recover in addition to his actual damages the sum of twenty-five dollars liquidated damages. In case of the failure of the owner of any such mortgage, or his agent conducting such sale, to comply with the provisions of this act within the time herein limited, the debt secured by such mortgage shall be deemed fully satisfied and the mortgage cancelled."

And with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 203, A.,

A bill to amend section 3940 of the Wisconsin statutes of 1898, relating to the assignment of estates,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the words "to amend" where said words appear in the title of said bill and insert in lieu thereof the words "amendatory of." Further amend said bill by striking out the word "Wisconsin" where said word appears in the title of said bill.

And with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 169, A.,

A bill amendatory of section 2331 of the statutes of 1898, relating to persons authorized to solemnize marriages,

No. 279, A.,

A bill concerning corporations heretofore organized under chapter 146, of the laws of 1872, and to cure certain omissions in the organization thereof and adding section 1772b the Wisconsin statutes of 1898,

No. 364, A.,

A bill to legalize the official acts of Thomas Marsh as police justice for the village of Waunakee, Dane county,

No. 536, A.,

A bill to amend sub-section 67 of section 925 of the Wisconsin statutes of 1898, relating to the general charter law,

No. 537, A.,

A bill to amend chapter 249 of the laws of 1880, relating to the house of correction of Milwaukee county,

No. 548, A.,

A bill amendatory of section 1010, chapter 46 of the Wisconsin statutes of 1898, relating to statistics of farm products, and section 335e, chapter 20, relating to publication of reports,

No. 157, A.,

A bill to amend section 1529d of the statutes of 1898, relating to bonds of members of soldiers' relief commission, and to legalize bonds heretofore given,

Have examined the same, and have instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 353, S.,

A bill to provide for making nominations and for filing nomination papers for the office of associate justice of the supreme court, for the term commencing on the first Monday of January, 1904, and for placing the names of the nominees for such office on the official ballot.

SENATE MESSAGE CONSIDERED.

On motion of Mr. Cady,

The rules were suspended by unanimous consent, and

Bill No. 353, S.,

Was placed upon its immediate passage.

The ayes and noes being demanded, the bill was concurred in: Ayes, 85; noes, none; absent or not voting, 15.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling,

Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebis, Lord, Miller, Moldenhauer, Morgan, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Thiessenhusen, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—85.

Noes—None.

Absent or not voting—Messrs. Braddock, Bradford, Breitwisch, Finnegan, Hassa, Hodgins, Lang, Martin, Morris, Price, Rankl, Root, Strong, Terens, and Thoreson—15.

Senate amendments, to.

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways; to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

Were concurred in.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 7, A.,

Joint resolution requiring an investigation as to the actual and legitimate expense and reasonable profit incident to the production and refining of crude petroleum by the Standard Oil company, and as to what price that company should reasonably charge for refined petroleum to the people of Wisconsin, and authorizing such other action to be taken as shall be found necessary to require such company to furnish an ample supply of said product at reasonable prices.

Indefinitely postponed.

Jt. Res. No. 9, A.,

A joint resolution relating to trusts and unlawful industrial combinations.

Adopted.

BILLS READY FOR A THIRD READING.

No. 65, A.,

Substitute bill to amend section 751, of the Wisconsin statutes of 1898, relating to district attorney,

No. 73, A.,

A bill to authorize the Leng Lake Improvement company, a corporation, to repair, re-construct, build and maintain a dam

at the outlet of Long Lake, on government lot No. three (3), section No. eighteen (18), township No. thirty-two (32), north of range No. eight (8) west,

No. 100, A.,

A bill to register and regulate the using of automobiles and other motor vehicles on the public highway of the state,

No. 255, A.,

A bill to authorize Cornell Land and Power company, a Wisconsin corporation, its successors and assigns, to build and maintain a dam across the Chippewa river, in section 18, town 31, range 6 west, in Chippewa county, Wisconsin,

No. 293, A.,

A bill to amend section 4601 of the Wisconsin statutes of 1898, relative to the adulteration of drugs and foods,

No. 402, A.,

A bill to amend section 925—21a of the Wisconsin statutes of 1898, relating to the detachment of territory from cities,

No. 448, A.,

A bill to authorize trustees of county asylums for the chronic insane to organize a mutual fire insurance company for the insurance of county asylums and almshouse property,

No. 459, A.,

A bill to protect administrators, executors, guardians, or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

No. 523, A.,

A bill to amend section 1210e of the Wisconsin statutes of 1898, relating to the recovery of damages arising from a failure to make a proper assessment of benefits and damages, as provided by law,

No. 553, A.,

A bill to amend section 1210h of the Wisconsin statutes of 1898, relating to limitation on equitable suits,

No. 557, A.,

A bill to authorize David R. Davis and William L. Davis, their heirs, associates and assigns, to build, construct and maintain dams across the Chippewa river, in Chippewa county, Wisconsin,

Were severally each passed.

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

The ayes and noes being required, bill No. 242, A., was passed: Ayes, 82; noes, none; absent or not voting, 18.

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D, Jr., Evans E. W., Frear, Fridd, Fritzke, Haderer,

Hamm, Hannifin, Hartung, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Miller, Moldenhauer, Morgan, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Szymarek, Tarrell, Thiessenhusen, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—82.

Noes—None.

Absent or not voting—Messrs. Braddock, Bradford, Breitwisch, Finnegan, Gilman, Hassa, Hodgins, Kern, Lang, Martin, Morris, Price, Rankl, Root, Smith A. E., Strong, Terens and Thoreson—18.

No. 265, A.,

A bill to amend section 3813a of the statutes of 1898, relating to the discharge of mortgages and judgments, etc., of deceased persons.

Passed.

Amendment to title offered by committee on Judiciary.

Amendment to title adopted.

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of chapter 154 of the Wisconsin statutes of 1898.

Passed.

Amendment to title offered by the committee on Judiciary.

Amendment to title adopted.

No. 122, S.,

A bill to prescribe the standard measures for the use of the Babcock test in determining the per cent. of butter fat in milk or cream; to prevent the sale of incorrectly marked implements for use in said test and to prescribe the penalty for false determination by said Babcock test or otherwise,

No. 148, S.,

A bill granting to the United States jurisdiction over certain lands in Brown county,

Were severally each concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 22, S.,

A bill relating to the certification of teachers of manual training and of domestic science,

No. 62, S.,

A bill to compensate legislative visiting committee, appointed to visit the state charitable and penal institutions,

No. 129, S.,

A bill to prevent the sale of unclean and unsanitary milk and the use thereof in the manufacture of food products and to prohibit unclean and unsanitary conditions of creameries, cheese factories and milk dealers' establishments or outfits,

No. 262, S.,

A bill to provide for state insurance on public buildings and make an appropriation therefor.

No. 328, S.

A bill to amend section 1379—11 of the statutes of 1898, as amended by chapter 50 of the laws of 1901, relating to drainage districts,

Were severally each ordered to a third reading.

No. 106, S.,

A bill to amend section 378 of the statutes of 1898, as amended by chapter 255 of the general laws of 1901, extending the terms of office of regents until their successors be appointed.

Amendment offered by the committee on Education in its report of March 23.

Amendment adopted, and the bill, as amended,
Ordered to a third reading.

No. 347, S.,

A bill to provide for the taxation of incorporated and private banks, and to amend sections 1042, 1051 and 1057 of the statutes of 1898.

Amendment offered by the committee on Assessment and Collection of Taxes in its report of March 23.

Amendment adopted, and bill, as amended,
Ordered to a third reading.

BILLS READY. FOR ENGROSSMENT AND A THIRD READING.

No. 139, A.,

A bill to amend section 2342 of the Wisconsin statutes of 1898, relating to the property rights of married women.

Amendment in the form of a substitute offered by the committee on Judiciary in its report of March 17.

Substitute adopted, and bill, as amended,
Ordered engrossed and read a third time.

No. 204, A.,

A bill to prevent the manufacture, sale or importation of cigarettes, cigarette papers and any substitute for the same.

Amendment offered by committee on Public Health and Sanitation in its report of March 19.

Amendment adopted, and bill, as amended,
Ordered engrossed and read a third time.

No. 249, A.,

A bill to repeal sections 4082 and 4083, of the Wisconsin statutes of 1898, and amending section 4084 of the Wisconsin statutes of 1898, relating to administering of oaths.

Amendment in the form of a substitute offered by the committee on Judiciary in its report of March 19.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 268, A.,

A bill to authorize the La Crosse and Northern Railway company, its successors and assigns, to build and maintain a dam across Black river in La Crosse and Trempealeau counties, Wisconsin, for the purpose of improving the navigation of said river, creating hydraulic power to operate its railroad and for the production and transmission of light, heat and power and for any other lawful public purpose.

Amendment in the form of a substitute offered by committee on Lumber and Mining in its report of March 18.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 277, A.,

A bill to provide for the collection and publication of statistic relating to the sale of alcoholic liquors.

Amendment offered by committee on Public Health in its report of March 19.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 288, A.,

A bill to amend chapter 117 of the Wisconsin statutes of 1898, by adding thereto a section, to be known as section 2582a, providing for the disqualification of court commissioners in certain cases ;

Amendment in the form of a substitute offered by the committee on Judiciary in its report of March 17.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 383, A.,

A bill to authorize the Northern Granite Co., a Wisconsin corporation, its successors and assigns, to construct and maintain a dam across White river in the county of Waushara.

Amendment in the form of a substitute offered by the committee on Lumber and Mining in its report of March 18.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 395, A.,

A bill to amend chapter 66 of the Wisconsin statutes of 1898 relating to excise and sale of intoxicating liquors.

On motion of Mr. Hartung,

Laid over until March 26.

No. 399, A.,

A bill providing for the re-incorporation into stock corporations of mutual fire insurance companies.

Amendment offered by the committee on Finance, Banks and Insurance, in its report of March 19.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls & Northeastern railway company, a right of way over and across the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north, of range (8) west, in Chippewa county.

Amendment offered by the committee on State Affairs in its report of March 23.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 480, A.,

A bill relating to the probate and construction of wills, and amending chapter 397, laws of 1901.

Amendment in the form of a substitute offered by the committee on Judiciary in its report of March 17.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 491, A.,

A bill relating to the registry of electors and amendatory of section 23 of the Wisconsin statutes of 1898.

On motion of Mr. Lord,

Re-referred to committee on Privileges and Elections.

No. 581, A.,

A bill authorizing the inspection of, and to secure a report upon the building and care of tenement houses.

Amendment offered by the committee on Public Health and Sanitation in its report of March 23.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 594, A.,

A bill relating to the payment of judgment by garnishees and amendatory of chapter 158 of the Wisconsin statutes of 1898.

Amendment in the form of a substitute offered by the committee on Judiciary in its report of March 17.

Substitute adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes,

No. 308, A.,

A bill to amend section 18 of the Wisconsin statutes of 1898, relating to elections,

No. 355, A.,

A bill to amend section 1 of chapter 406 of the laws of 1901, entitled, "An act to authorize the governor in behalf of the state to co-operate with the city of Madison in paving the streets surrounding the capitol park, and making an appropriation,"

No. 627, A.,

A bill relating to the return of funds heretofore paid into the state treasury by the Wisconsin board of medical examiners,

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery,

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to the compensation of jurors and talesmen,

No. 635, A.,

A bill to provide for the improvement of portions of streets, avenues and boulevards for park purposes,

Were severally each ordered to engrossment and a third reading.

No. 39, A.,

A bill to facilitate the trial of issues triable by the court,

No. 41, A.,

A bill to amend chapter 445, laws of 1901., entitled, An act to create the office of supervisor of county assessments,

No. 154, A.

A bill to provide for the submission of the question of license or no license to the electors of any ward,

No. 158, A.,

A bill to amend section 3514, Wisconsin statutes of 1898 relating to division of proceeds from homesteads in the disposition of real estate of infants and incompetents,

No. 192, A.,

A bill to amend section 486a of the Wisconsin statutes of 1898, as amended by chapter 272, laws of 1899, relating to township libraries,

No. 212, A.,

A bill amending section 4607k of the Wisconsin statutes of 1898, relating to impure ice,

No. 222, A.,

A bill to define the duties of the attorney general concerning combinations and monopolies in restraint of trade, and to appropriate such money as may be necessary to pay the expenses incident to the discharge of such duties,

No. 250, A.,

A bill to amend sections 4082 and 4084 of the Wisconsin statutes of 1898, and to repeal section 4083 of the Wisconsin statutes of 1898, relating to administering of oaths,

No. 261, A.,

A bill to shorten the procedure in the remedy by certiorari and to enlarge its scope when used otherwise than to review the action of a court,

No. 289, A.,

A bill to prevent the sale of intoxicating liquors within one mile of the grounds of the national soldiers' home in Milwaukee county,

No. 299, A.,

A bill relating to justices of the peace and constables in cities having a population of 100,000 inhabitants or over,

No. 327, A.,

A bill to amend section 1329a of the Wisconsin statutes of 1893, relating to the use of highways by electric poles,

No. 328, A.,

A bill to amend section 1330 of the Wisconsin statutes of 1898, relating to encroachments on highways,

No. 370, A.,

A bill to encourage the maintenance of permanent land marks and make a public record thereof,

No. 406, A.,

A bill to provide a salary for public administrators, and amending section 3818 of the Wisconsin statutes of 1898,

No. 424, A.,

A bill to amend chapter 434 of the laws of 1901, relating to liability and restriction of foreign corporations,

No. 462, A.,

A bill relating to justices of the peace in cities of the first class,

No. 486, A.,

A bill to prevent monopolies and combinations, and prohibiting the restraint of trade and discriminations, and providing penalties for the violation thereof,

No. 495, A.,

A bill to provide for the renewal of judgments and for continuing the lien thereof and prescribing the method of renewing the same without suit for an additional term of ten years and allowing an execution thereon after renewal,

No. 514, A.,

A bill relative to the probating of estates and limiting the allowance, therein to widows and children pending administration of the estate, and also compelling either surviving parent to care for, raise and maintain their minor children without remuneration therefor from said minors,

No. 518, A.,

A bill to provide for the selection of grand jurors, and to repeal all acts and parts of acts inconsistent therewith,

No. 544, A.,

A bill to amend section 1, of chapter 269 of the laws of 1901, relating to homestead exemptions,

No. 555, A.,

A bill to amend section 3726 of the Wisconsin statutes of 1898 as amended by chapter 267, laws of Wisconsin for 1901, relating to proceedings against garnishees in justices' courts,

No. 596, A.,

A bill to amend section 2252 of the Wisconsin statutes of 1898, relating to the discharging of record of mortgages and life tenancies,

No. 609, A.,

A bill relating to the manufacture of beer,

On motion of Mr. Ekern,

Were each severally indefinitely postponed at one time.

No. 426, A.,

A bill providing for the examination and licensing of stationary engineers,

The question being, Shall the bill be indefinitely postponed, and

The ayes and noes being demanded, the assembly refused to postpone the bill: Ayes, 38; noes, 43; absent or not voting, 19.

The vote was as follows:

Ayes—Messrs. Andrew, Arneman, Bartlett, Becker, Beedle, Benson, Carberry, Chandler, Cosgrove, Dinsdale, Doolittle, Ekern, Evans D., Jr., Fridd, Gilman, Hannifin, Hartung, Irvine, Johnson Thos., Kimball, Kinney, Koch, La Du, Lane, Lord, Moldenhauer, Osborn, Potter, Root, Rupp, Slade, Smith C. H., Stevens, Thiessenhusen, Thompson, Westfahl, White and Williams—38.

Noes—Messrs. Ainsworth, Barker, Bartzen, Brittan, Cady, Carpenter, Cowling, Crowley, Dahl, Dixon, Donald, Douglas, Dudgeon, Evans E. W., Frear, Fritzke, Haderer, Hamm, Johnson F., Johnson Henry, Johnstone, Karel, Kehrein, LeRoy, Loebs, Martin, Miller, Morgan, Peterson, Rankow, Reed, Reynolds, Sidler, Smelker, Smith A. E., Szymarek, Tarrell, Valentine, Verbeck, Wallrich, Waterman, Whitson and Mr. Speaker—43.

Absent or not voting—Messrs. Braddock, Bradford, Breitwisch, Coffland, Finnegan, Hassa, Hodgins, Kern, Lang, Morris, Price, Rankl, Ray, Smalley, Strong, Terens, Thoreson, Timlin and Willott—10.

The question then being, Shall bill No. 426, A., be ordered to engrossment and a third reading? the bill was

Ordered engrossed and read a third time.

No. 562, A.,

A bill to amend subdivision 1, section 752, of the Wisconsin statutes of 1898, relating to duties of district attorneys.

On motion of Mr. Wallrich,

Re-referred to committee on Judiciary.

No. 610, A.,

A bill to amend section 128 of the Wisconsin statutes of 1898, relative to the election and terms of state officers.

The question being, Shall the bill be indefinitely postponed? and

The ayes and noes being demanded, the assembly refused to postpone the bill: Ayes, 39; noes, 43; absent or not voting, 18.

The vote was as follows:

Ayes—Messrs. Andrew, Beedle, Brittan, Cady, Carpenter, Chandler, Cosgrove, Dahl, Dinsdale, Dixon, Doolittle, Douglas, Dudgeon, Ekern, Frear, Fridd, Gilman, Irvine, Johnson F., Johnson Henry, Johnson Thos., Karel, Kimball, Kinney, Koch, Loebs, Lord, Peterson, Rout, Smelker, Smith C. H., Stevens, Tarrell, Valentine, Verbeck, Waterman, Whitson and Mr. Speaker—39.

Noes—Messrs. Arneman, Barker, Bartlett, Bartzen, Becker, Benson, Carberry, Coffland, Cowling, Crowlev, Donald, Evars D., Jr., Evans E. W., Fritzke, Haderer, Hamm, Hannifin, Hartung, Johnstone, Kehrein, La Du, Lane, Martin, Miller, Moldenhauer, Morgan, Osborn, Potter, Rakow, Reed, Reynolds, Rupp, Sidler, Slade, Szymarek, Thiessenhusen, Thompson, Timlin, Wallrich, Westfahl, White, Williams and Willott—43.

Absent or not voting—Messrs. Ainsworth, Braddock, Bradford, Breitwisch, Finnegan, Hassa, Hodgins, Kern, Lang, Le Roy, Morris, Price, Rankl, Ray, Smalley, Smith A. E., Strong, Terens and Thoreson—19.

MOTIONS CONSIDERED.

On motion of Mr. Waterman,

Bill No. 200, A.,

Was returned to clerk's desk and to member introducing it.

On motion of Mr. Cady,

Bill No. 610, A., was re-referred to committee on Privileges and Elections.

RECESS.

On motion of E. W. Evans,

The assembly took a recess until 7:15 o'clock p. m.

EVENING SESSION.

7:15 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

REPORTS OF COMMITTEES.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 101, A.:

A bill to restrict the suicide clause when used in life insurance policies, and to prescribe the practice in actions arising from suicide of the insured,

Has had the bill, the amendment to the bill in the form of a substitute as prepared by the committee on Judiciary, and the amendment offered by Mr. Gilman, under consideration, and has instructed me to report the same back with the recommendation that the amendment in the form of a substitute as prepared by the committee on Judiciary, do pass.

No. 408, A.,

A bill to amend section 1219 of the statutes of 1898, relating to fire and navigation insurance fees,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

N. E. LANE,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 104, A.,

A bill to amend sections 1941—24 and 1941—26 of the statutes of 1898, pertaining to church insurance corporations,

No. 347, A.,

A bill to amend sections 160a, 160b, 160d and 160e of the statutes of 1898, relating to state depositories, and regulating the deposit of public moneys therein,

No. 546, A.,

A bill to amend section 1971, of the statutes of 1898, pertaining to insurance corporations,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

N. E. LANE,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 204, A.,

A bill to prevent the manufacture, sale or importation of cigarettes, cigarette paper and any substitute for the same,

No. 249, A.,

A bill to repeal sections 4082 and 4083 of the statutes of 1898, and also amendatory of section 4084 of the statutes of 1898, relating to affirmations,

No. 268, A.,

A bill to authorize the La Crosse and Northern Railway company, its successors and assigns, to build and maintain a dam across Black River in La Crosse and Trempealeau counties, Wisconsin, for the purpose of improving navigation in said river, creating hydraulic power to operate its railroad, and for the production and transmission of light, heat and power, and for any other lawful purpose,

No. 288, A.,

A bill providing for the disqualification of court commissioners in certain cases, and creating a new section of the statutes of 1898, to be known and designated as section 2582a, and adding the same thereto,

No. 383, A.,

A bill to authorize the Milwaukee Granite company, a Wisconsin corporation, its successors or assigns, to construct and maintain a dam across White river in the county of Waushara,

No. 480, A.,

A bill relating to the probate and construction of wills, repealing chapter 397 of the laws of 1901, and amendatory of section 4041a of the statutes of 1898,

No. 534, A.,

A bill relating to the payment of judgment by garnishees, and amendatory of chapter 158 of the statutes of 1898,

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to compensation of jurors and talesmen,

No. 635, A.,

A bill to provide for the improvement of portions of streets, avenues and boulevards for park purposes,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills No. 204, A., 249, A., 268, A., 288, A., 383, A., 480, A., 594, A., 604, A. and 635, A., were severally referred to the committee on Bills on their Third Reading.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 135, S.,

A bill to amend section 2869, of the statutes of 1898, relating to exceptions in jury trials,

No. 213, S.,

A bill to amend section 2317b, of the statutes of 1898, relating to sales of merchandise and fraud of creditors,

No. 223, S.,

A bill to amend section 585a of the statutes of 1898, relating to the commitment of insane persons,

No. 233, S.,

A bill to amend section 1941—13, of the statutes of 1898, relating to mutual insurance companies in cities and villages,

No. 242, S.,

A bill relating to criminal anarchy and making it unlawful to advocate, advise or teach the overthrow of organized government by force, violence or assassination, and providing a penalty for a violation thereof,

No. 245, S.,

A bill to amend sub-chapter 7 of chapter 40a of the statutes of 1898, relating to the powers of the common council,

No. 258, S.,

A bill to confirm and validate certain acts of the county board and county officers of Douglas county,

No. 307, S.,

A bill relating to city and village mutual fire insurance companies, and adding a new section to be known as section 1941—1a of the statutes of 1898,

No. 338, S.,

A bill to refund inheritance taxes received by the state and the several counties under the provisions of chapter 355, laws 1899, and chapter 245, laws of 1901, which acts have been declared unconstitutional and void by the supreme court of the state, and making an appropriation therefor.

And has concurred in

No. 22, A.,

A bill to amend section 2454 of the statutes of 1898, relating to fees of county judges,

No. 379, A.

A bill to amend section 1832 of the statutes of 1898, relating to alteration of the routes of railroads,

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, "An act conferring additional jurisdiction on the county court of Portage county,"

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county.

SENATE MESSAGE CONSIDERED.

Bills Nos. 135, S., 213, S., 223, S., 242, S., 258, S., 338, S.,
Read first and second times, and

Referred to committee on Judiciary.

Bills Nos. 233, S., 307, S.,

Read first and second times, and

Referred to committee on Finance, Banks and Insurance.

Bill No. 245, S.,

Read first and second times, and

Referred to committee on Cities.

MOTIONS CONSIDERED.

On motion of Mr. Bartlett,

Bill No. 320, A.,

Was returned to the clerk's desk and to the member introducing it.

ADJOURNMENT.

On motion of Mr. Morris,

The assembly adjourned.

WEDNESDAY, MARCH 25, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. J. Hoffman offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandier, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Leroy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—92.

Absent—Messrs. Braddock, Bradford, Frear, Hartung, Lang, Price, Sidler, and Thompson—8.

Absent with leave—Messrs. Braddock and Price.

LEAVE OF ABSENCE

Was granted

To Mr. Kern indefinitely.

To Messrs. Hartung, Sidler and Thompson.

CORRECTIONS TO THE JOURNAL.

The journal of March 24 was approved.

40—A. J.

LETTERS, PETITIONS, ETC.

By Mr. Thomas Johnson:

Pet. No. 163, A.,

Petition from the leading shippers and manufacturers of the city of La Crosse, against the passage of bill No. 623, A., for creating a commission to regulate freight rates.

To committee on Railroads.

By Mr. Benson:

Pet. No. 164, A.,

Petition of thirteen manufacturing firms of the city of Jefferson, against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Carberry:

Pet. No. 165, A.,

Petition in the form of a protest signed by C. L. Hastings and other manufacturers and shippers of the city of Fond du Lac, against the passage of the freight commission bill.

To committee on Railroads.

By Mr. Benson:

Pet. No. 166, A.,

Petition of C. P. Goodrich and others of the city of Ft. Atkinson, against the passage of No. 623, A.

To committee on Railroads.

By Mr. F. Johnson:

Pet. No. 167, A.,

Petition of manufacturers and shippers of Baraboo, against the passage of the freight commission bill.

To committee on Railroads.

By Mr. Loebs:

Pet. No. 168, A.,

Petition by T. S. Chittenden and others of Ripon, protesting against the passage of the railroad commission bill.

To committee on Railroads.

By Mr. Strong:

Pet. No. 169, A.,

Petition against No. 623, A.

To committee on Railroads.

By Mr. Beedle:

Pet. No. 170, A.

Petition by Theo. Knapstein and twenty-six others, of New London, Wis., against the passage of No. 623, A.

To committee on Railroads.

By Mr. Karel:

Pet. No. 171, A.,

Petition of manufacturers and shippers of Algoma, Wis., protesting against passage of the freight commission bill.

To committee on Railroads.

By Mr. Willott, Jr.:

Pet. No. 172, A.,

Petition of manufacturers and shippers of Manitowoc who look with apprehension upon legislative interference with business conditions by proposed legislation to create a commission which shall have power to regulate and control the shipment and transportation of materials.

To committee on Railroads.

By Mr. Dinsdale:

Pet. No. 173, A.,

Petition of Philip A. Kalb and sixty-four others, in relation to bill to amend section 1339, of the statutes of 1898, relating to damages caused by defective highways.

To committee on Judiciary.

RESOLUTIONS INTRODUCED.

By Mr. Coffland:

Jt. Res. No. 21, A.,

Joint resolution to provide statutes to members who have not received the same.

WHEREAS, The superintendent of public property has refused to conform to resolution No. 18, A., passed by the assembly, February 17th, 1903, requesting him to furnish Assemblymen Dudgeon and Rakow, statutes and session laws, upon the ground that said resolution was not a joint resolution and therefore not a legal requisition for the same; therefore, be it

Resolved by the assembly, the senate concurring, That the superintendent of public property be, and is hereby requested to furnish the above members the statutes of 1898 and the session laws of 1899 and 1901.

Adopted.

MOTIONS CONSIDERED.

Mr. Cady moved that the vote by which the senate amendment to bill No. 90, A., was concurred in, be reconsidered,

Which motion prevailed.

Mr. Cady then offered an amendment to the senate amendment, as follows:

Insert the words "of section 1" after the word "end" in the caption to said amendment.

The amendment to the amendment was adopted, and the Senate amendment, as amended, was concurred in.

On motion of Mr. Johnstone bill No. 362, A., was recalled from the committee on Education and returned to the member from Waukesha who introduced it.

REPORTS OF COMMITTEES.

The committee on State Affairs, to whom was referred:

No. 209, A.,

A bill declaring the marriage of white persons with negroes or mulattoes to be illegal and void,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 146, A.,

A bill to amend section 1557 of the Wisconsin statutes of 1898, relating to unlawful sales of liquor;

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

Messrs. Chandler and Fridd dissent from the recommendation of the committee as to No. 146, A., and Messrs. Fridd and Waterman dissent from the recommendation of the committee as to No. 209, A.

W. L. ROOT,
Chairman.

The committee on Charitable and Penal Institutions, to whom was referred:

No. 230, A.,

A bill to define how expenses and maintenance of certain dependent inmates shall be paid, and to authorize the state board of control to correct errors therein,

Has had the same under consideration, and has instructed me to report the same back with an amendment in form of a substitute bill, and with the recommendation that when so amended the bill do pass.

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto, and for the payment of certain expenses incident thereto,

With the recommendation that the bill do pass.

No. 539, A.,

A bill to appropriate a sum of money therein mentioned to James Nagle,

No. 550, A.,

A bill to provide a department in one or more of the hospitals for the insane, for the detention and treatment of dipsomaniacs, inebriates and those addicted to the excessive use of narcotics,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

A. H. DAHL,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 218, A.,

A bill to provide a more complete registration of births and deaths, for the publication of statistics and reports relative thereto, and providing for an appropriation,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

E. W. WHITSON,
Chairman.

No. 218, A., was re-referred to committee on Claims.

The committee on Federal Relations, to whom was referred:

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

FRED. HARTUNG,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 139, A.,

A bill amendatory of section 2342 of the statutes of 1898, relating to the property rights of married women,

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes,

No. 277, A.,

A bill to provide for the collection and publication of statistics, relating to the sale of alcoholic liquors,

No. 308, A.,

A bill to amend section 18 of the statutes of 1898, relating to elections,

No. 355, A.,

A bill to amend section 1 of chapter 406 of the laws of 1901, entitled, "An act to authorize the governor in behalf of the state to co-operate with the city of Madison in paving the streets surrounding the capitol park and making an appropriation,"

No. 399, A.,

A bill providing for the reincorporation into stock corporations of mutual fire insurance companies,

No. 426, A.,

A bill providing for the examination and licensing of stationary engineers,

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls and Northeastern Railway company a right-of-way over and across the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of the southeast quarter of section four (4), and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north of range eight (8) west, in Chippewa county,

No. 581, A.,

A bill to authorize the inspection of and to secure a report upon the building and care of tenement houses,

No. 627, A.,

A bill relating to the return of funds heretofore paid into the state treasury by the Wisconsin board of medical examiners,

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 139, A., 241, A., 277, A., 308, A., 355, A., 399, A., 426, A., 445, A., 581, A., 627, A., and 629, A., were severally each referred to committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 204, A.,

A bill to prevent the manufacture, sale or importation of cigarettes, cigarette paper, and any substitute for the same,

No. 249, A.,

A bill to repeal sections 4082 and 4083 of the statutes of 1898, and also amendatory of section 4084 of the statutes of 1898, relating to affirmations.

No. 268, A.,

A bill to authorize the La Crosse and Northern Railway Company, its successors and assigns, to build and maintain a dam across Black river in La Crosse and Trempealeau counties, Wis., for the purpose of improving the navigation of said river, creating hydraulic power to operate its railroad, and for the production and transmission of light, heat and power and for any other lawful purpose,

No. 288, A.,

A bill providing for the disqualification of court commissioners in certain cases, and creating a new section of the statutes of 1898, to be known and designated as section 2582a, and adding the same thereto,

No. 480, A.,

A bill relating to the probate and construction of wills, repealing chapter 397 of the laws of 1901 and amendatory of section 4041a of the statutes of 1898,

No. 594, A.,

A bill relating to the payment of judgment by garnishees and amendatory of chapter 158 of the statutes of 1898,

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to the compensation of jurors and taleamen,

Has examined the same, and report them back as correct.

No. 383, A.,

A bill to authorize the Milwaukee Granite Co., a Wisconsin corporation, its successors or assigns, to construct and maintain a dam across White river, in the county of Waushara,

No. 635, A.,

A bill to provide for the improvement of portions of streets, avenues and boulevards for park purposes,

Has examined the same, and with verbal changes report them back as correct.

F. H. LORD,
Chairman.

BILLS READY FOR A THIRD READING.

No. 22, S.,

A bill relating to the certification of teachers of manual training and of domestic science,

No. 106, S.,

A bill to amend section 378 of the statutes of 1898, as amended by chapter 255 of the general laws of 1901, extending the terms of office of regents until their successors be appointed,

No. 129, S.,

A bill to prevent the sale of unclean and unsanitary milk and the use thereof in the manufacture of food products and to prohibit unclean and unsanitary conditions of creameries, cheese factories and milk dealers' establishments or outfits,

No. 328, S.,

A bill to amend section 1379—11 of the statutes of 1898, as amended by chapter 50 of the laws of 1901, relating to drainage districts,

Were severally each concurred in.

No. 62, S.,

A bill to compensate legislative visiting committee, appointed to visit the state charitable and penal institutions,

The ayes and noes being required, bill No. 62, S., was concurred in: Ayes, 87; noes, 1; absent or not voting, 12.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thomas, Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, Lane, LeRoy, Loebs, Lord, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—88.

Noes—Mr. LaDu—1.

Absent or not voting—Messrs. Braddock, Bradford, Frear, Fridd, Hartung, Lang, Martin, Miller, Price, Sidler and Thompson—11.

No. 262, S.,

A bill to provide for state insurance on public buildings and making an appropriation therefor,

The ayes and noes being required, bill No. 262, S., was concurred in: Ayes, 88; noes, none; absent or not voting, 12.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root,

Rupp, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—88.

Noes—None.

Absent or not voting—Messrs. Braddock, Bradford, Crowley, Frear, Hartung, Hodgins, Lang, Martin, Price Sidler, Terens and Thompson—12.

No. 347, S.,

A bill to provide for the taxation of incorporated and private banks, and to amend sections 1042, 1051 and 1057, of the statutes of 1898,

The ayes and noes being required, bill No. 347, S., was concurred in: Ayes, 77; noes, 5; absent or not voting, 18.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridt, Fritzke, Gilman, Haderer, Hamm, Haunifin, Hassa, Irvine, Johnson F., Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Leroy, Loeb, Lord, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Slade, Smalley, Smelker, Smith A. E., Stevens, Strong, Szymarek, Tarrell, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—77.

Noes—Messrs. Andrew, Brittan, Carberry, Osborn, Reed—5.

Absent or not voting—Messrs. Braddock, Bradford, Frear, Hartung, Hodgins, Johnson Henry, Lang, Martin, Price, Root, Rupp, Sidler, Smith C. H., Terens, Thiessenhusen, Thoreson and Thompson—18.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies, and to prescribe the practice in actions arising from suicide of the insured,

No. 293, A.,

A bill to amend section 3940 of the Wisconsin statutes of 1898, relating to the assignment of estates,

No. 408, A.,

A bill to amend section 1219 of the Wisconsin statutes of 1898, relating to fire and navigation insurance fees.

Were severally ordered engrossed and read a third time.

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages.

Amendment offered by the committee on Judiciary in its report of March 24.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 520, A.,

A bill to amend section 3913, of the Wisconsin statutes of 1898, relating to the appraisal of real estate for sale in county courts.

Amendment offered by committee on Judiciary in its report of March 24.

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 104, A.,

A bill to amend section 1941—24 and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations.

On motion of Mr. Cowling,

Laid over to March 31.

No. 347, A.,

A bill to amend section 160a, 160b, 160d and 160e of the Wisconsin statutes of 1898, relating to state depositories, and regulating the deposit of public moneys therein,

Amendment by Mr. Ray as follows:

Amend bill No. 347, A., by inserting after the word "municipal," in the 12th line the words "surety company," so that when amended the sentence will read as follows:

"Shall deposit with the state treasurer good and sufficient municipal, surety company, or other bonds as security, and pledge for the payment upon demand to him or to his order," etc.

Amendment adopted.

On motion of Mr. Wallrich,

Bill No. 347, A., was laid over until March 26th.

No. 546, A.,

A bill to amend section 1971, of the Wisconsin statutes of 1898, pertaining to insurance corporations,

Was indefinitely postponed.

RECESS.

On motion of Mr. Williams,

The assembly took a recess until 7:30 o'clock p. m

EVENING SESSION

7:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

On motion of Mr. Ray the special order set for 7:30 o'clock was postponed until after the reports of committees were read.

BILLS INTRODUCED.

By Committee on Cities:

No. 639, A.,

A bill to amend subsection 118, section 925, chapter 40a, laws of 1898, to be designated subsection 118a, authorizing the board of education in cities of the third class to have charge of erecting school buildings in such cities.

To calendar.

By Committee on Lumber and Mining:

No. 640, A.,

A bill to authorize Edward Bradley and Wallace G. Collins, their heirs, associates and assigns to build and maintain a dam or dams across the Wisconsin river in sections three (3) and ten (10), township thirty-three (33) north, range six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same.

To calendar.

By Committee on Railroads:

No. 641, A.,

A bill in relation to the running of double header trains.

To committee on Railroads,

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred a substitute for

No. 63, S.,

A bill to amend section 919c of the statutes of 1898, relating to "borrowing money" for constructing sewers in villages,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Insert after the word "act" in line six (6) the following: "including all other municipal purposes for which bonds may be issued."

Also insert after the word "lighting," in line ten (10), the following: "Including all other municipal purposes for which bonds may be issued."

Also insert after the word lighting in line twelve (12) the following: "and other municipal purposes for which bonds may be issued."

And with the recommendation that when so amended that the bill be concurred in.

No. 26, A.,

A bill to amend chapter 7, entitled "The common council, its powers," of chapter 40a, of Wisconsin statutes, relating to the organization and government of cities under general law,

No. 228, A.,

A bill to repeal subdivision 97a of chapter 925 of the Wisconsin statutes of 1898, relating to the erection of electric light plants in all cities in the state of Wisconsin,

No. 412, A.,

A bill relating to the payment of indebtedness for lighting plants and water-works and of the cost of extension, improvement, maintenance and operation of the same and the establishment of light and water-works districts,

No. 558, A.,

A bill to authorize cities of the first class to employ a fire marshal and deputy fire marshal,

No. 589, A.,

A bill to amend section 925—97a of the Wisconsin statutes of 1898, relating to the purchase of lighting plants by cities,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

GEO. H. RAY,
Chairman.

The committee on Cities, which has drafted, and herewith introduces,

No. 639, A.,

A bill to amend subsection 118, section 925, chapter 40a, laws of 1898, to be designated subsection 118a, authorizing the board of education in cities of the third class to have charge of erecting school buildings in such cities,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

GEO. H. RAY,
Chairman.

The committee on Claims, to whom was referred:

No 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous and contagious diseases, and providing for an appropriation,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the words "smallpox or other dangerous, contagious diseases" where they appear in line six of section one and in lines two and three in section two of said bill.

No. 275, A.,

A bill to amend section 406a of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Strike out the words, "two hundred and fifty thousand," where they appear in line four in section one of said bill, and insert in lieu thereof the words "two hundred and twenty-five thousand."

And with the recommendation that when so amended the bill do pass.

No. 276, A.,

A bill to reimburse the normal school fund and fund income for certain money lost on a special loan to the Eau Claire light guard company to provide an armory,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Strike out all of section 2 of said bill.

And with the recommendation that when so amended the bill do pass.

DAVID EVANS, Jr.,
Chairman.

The committee on Agriculture, to whom was referred:

No. 151, A.,

A bill to amend chapter 337, statutes of 1901, relating to inter-state fair association of La Crosse, Wisconsin, and providing for appropriation therefor.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bill do pass.

No. 57, A.,

A bill to annually appropriate to the Beloit inter-state fair and driving association a certain sum of money,

Has had the same under consideration, and has instructed

me to report the same back with the recommendation that the bill be indefinitely postponed.

R. AINSWORTH,
Chairman.

The committee on Manufactures, to whom was referred:

No. 84, A.,

A bill authorizing the commissioner of labor to appoint additional assistant factory inspectors who shall serve without any compensation from the state,

No. 109, A.,

A bill forbidding the sale of convict labor to contractors, firms, corporations or persons,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

GEO. RAFKL,
Chairman

The committee on Railroads, to whom was referred:

No. 12, S.,

A bill to provide for the bulletining of the time of the arrivals of passenger trains,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be concurred in.

C. W. GILMAN,
Chairman.

The committee on Lumber and Mining, to whom was referred:

No. 234, A.,

A bill to authorize Charles J. Winton, his heirs, associates and assigns to build and maintain a dam across the Wisconsin river in Marathon county,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 235, A.,

A bill to repeal chapter 96 of the laws of Wisconsin for 1893, and to grant the right to J. D. Ross, Chas. J. Winton and E. W. Brooks to build a dam across the Wisconsin river in Marathon county, Wis.,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

Your committee has also instructed me to introduce a committee bill to authorize Edward Bradley and Wallace G. Collins, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in Lincoln county, Wisconsin, And with the recommendation that said bill do pass.

HENRY JOHNSON,
Chairman.

The committee on Lumber and Mining, to whom was referred:
No. 143, S.,

A bill to authorize the city of Eau Claire to build and maintain a dam across the Chippewa river in the city of Eau Claire,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill be concurred in.

No. 239, A.,

A bill to authorize G. D. Jones and Neal Brown, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirteen (13) and fourteen (14) in township thirty (30), north, range seven (7) east, in Marathon county,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

No. 236, A.,

A bill to authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in Lincoln county,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

HENRY JOHNSON,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies or certificates of insurance, and to prescribe the practice in actions arising from suicide of the insured,

No. 203, A.

A bill to amend section 3940 of the statutes of 1898, relating to the assignment of estates,

No. 408, A.,

A bill to amend section 1219 of statutes of the 1898, relating to fire and navigation insurance fees,

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages,

No. 520, A.,

A bill to amend section 3913 of the statutes of 1898, relating to the appraisal of real estate for sale in county courts,

Has had the same under consideration and has, instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 101, A., 203, A., 408, A., 496, A., 520, A., were severally referred to committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes,

No. 308, A.,

A bill to amend section 18 of the statutes of 1898, relating to elections,

No. 355, A.,

A bill to amend section 1 of chapter 406 of the laws of 1901, entitled, "An act to authorize the governor in behalf of the state to co-operate with the city of Madison in paving the streets surrounding the capitol park and making an appropriation therefor,"

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery,

Has examined the same and reports them back as correct.

No. 139, A.,

A bill amendatory of section 2342 of the statutes of 1898, relating to the property rights of married women,

No. 277, A.,

A bill to provide for the collection and publication of statistics relating to the sale of alcoholic liquors,

No. 399, A.,

A bill providing for the re-incorporation into stock corporations of mutual fire insurance companies,

No. 426, A.,

A bill providing for the examination and licensing of stationary engineers,

No. 581, A.,

A bill to authorize the inspection of, and to secure a report upon the building and care of tenement houses,

No. 627, A.,

A bill relating to the return of funds heretofore paid into the state treasury by the Wisconsin board of medical examiners,

Has examined the same, and with verbal changes reports them back as correct.

F. H. LORD,
Chairman.

SPECIAL ORDER.

The question being, Shall

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

Be ordered engrossed and read a third time.

On motion of Mr. Smalley,

The committee on Assessment and Collection of Taxes was allowed to withdraw the amendment offered in its report of March 11.

Mr. Strong offered an amendment as follows:

Strike out the words "seven hundred thousand dollars" where they appear in lines three, four and five of section 2 of the printed bill, and insert in lieu thereof in each place where they so appear the words "seven-tenths mill" for each dollar of the assessed valuation of the taxable property of the state.

Mr. Smalley offered for the committee on Assessment and Collection of Taxes, the following amendment to the amendment offered by Mr. Strong:

Amend section 2 by striking out of the third and fourth lines of the printed bill the following words: "seven hundred thousand dollars" and inserting in lieu thereof the following: "six-tenths of one mill for each dollar of the assessed valuation of the taxable property in the state, as determined by the state board of assessment, exclusive of the property of corporations or persons which pay license fees and property assessed for taxation by the state board of assessment only, and by striking out in line five of said bill the following words: "seven hundred thousand dollars", and inserting in lieu thereof the following: "sixtenths of one mill for each dollar of the assessed valuation of the taxable property in the state as determined by the state board of assessment, exclusive of the prop-

erty of corporations or persons which pay license fees, and property assessed for taxation by the state board of assessment only."

The amendment to the amendment was adopted.

The question then being upon the adoption of the amendment as amended, and

The ayes and noes being demanded, the amendment, as amended, was adopted: Ayes, 63; noes, 29; absent or not voting, 8.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartzzen, Becker, Benson, Breitwisch, Brittan, Carberry, Chandler, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Irvine, Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Loeb, Lord, Moldenhauer, Potter, Rakow, Rankl, Ray, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Szymarek, Tarrell, Thiessenhusen, Thompson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Whitson, Willott and Mr. Speaker—63.

Noes—Messrs. Bartlett, Beedle, Cady, Carpenter, Coffland, Cosgrove, Evans D. Jr., Evans E. W., Finnegan, Hodgins, Johnson F., Karel, Kinney, Koch, La Du, Lane, Le Roy, Martin, Miller, Morgan, Morris, Osborn, Peterson, Reed, Reynolds, Root, Strong, Thoreson and Williams—29.

Absent or not voting—Messrs. Braddock, Bradford, Frear, Hartung, Lang, Price, Terens and Verbeck—8.

The question then being, Shall bill No. 584, A., be ordered to engrossment and a third reading? the bill was

Ordered engrossed and read a third time.

ADJOURNMENT.

On motion of Mr. Cowling,
The assembly adjourned

THURSDAY, MARCH 26, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. J. Hoffman offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartz, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Williams, Willott and Mr. Speaker—94.

Absent—Messrs. Braddock, Bradford, Frear, Lang, Price and Whitson—6.

Absent with leave—Messrs. Braddock and Price.

LEAVE OF ABSENCE

Was granted

To Mr. Harderer for March 27.

CORRECTIONS TO THE JOURNAL

The journal of March 25 was approved.

RESOLUTIONS INTRODUCED.

By Mr. Barker:

Res. No. 29, A.,

Resolution for adjournment of assembly to Saturday, March 28, 1903, at 9:30 a. m.

Resolved, That when the assembly adjourn tomorrow it be until 9:30 Saturday morning.

Adopted.

LETTERS, PETITIONS, ETC.

By Mr. Arneman:

Pet. No. 174, A.,

Petition of Kimberly Clark Co. et al., shippers of Wisconsin, against passage of freight commission bill.

To committee on Railroads.

By Mr. Martin:

Pet. No. 175, A.,

Petition from Henry A. Foeller and thirty other citizens of Green Bay, in favor of the passage of senate bill No. 203, relating to the licensing of architects.

To committee on State Affairs,

By Mr. Hodgins:

Pet. No. 176, A.,

Petition by twenty-six manufacturers and business men of the city of Appleton, against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Hodgins:

Pet. No. 177, A.,

Petition by thirty manufacturers and business men of the city of Kaukauna, against the passage of bill 623, A.

To committee on Railroads.

By Mr. Morris:

Pet. No. 178, A.,

Petition of Alexander Edgar Lumber Co., and others, against the passage of bill No. 623, A.

To committee on Railroads.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Town and County Organization:

No. 642, A.,

A bill to amend chapter 8 of the laws of 1903, entitled, "An act to detach certain territory from the town of Grantsburg, Burnett county, and to create the town of Anderson,

Unanimous consent having been given, the rules were suspended and bill No. 642, A., was placed upon its immediate passage.

Having been read three several times, the bill

Passed.

REPORTS OF COMMITTEES.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 530, A.,

A bill to amend section 1073 of the statutes of 1898, relating to the apportionment of taxes by the county board,

No. 332, A.,

A bill to amend sections 471 and 472, of the statutes of 1898, relating to assessments in joint school districts, and statements as to taxes in such districts,

No. 436, A.,

A bill to amend subdivision 2 of section 1240 of the statutes of 1898, relating to assessments of highway taxes and limitations thereof,

Has had said bills under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

S. E. SMALLEY,

Chairman.

The committee on Town and County Organization, to whom was referred:

No. 578, A.,

A bill to amend section 717 of the Wisconsin statutes of 1898, relating to county depositories,

No. 620, A.,

A bill to detach certain territory from the town of Lawrence in Gates county, and to create the town of Hawkins; to provide for town meetings therein and for final settlement between said towns,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they severally should pass.

D. HODGINS,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof:

MR. SPEAKER:

I am directed to inform you that the senate has concurred in No. 631, A.,

A bill to amend section 1 of chapter 443 of the laws of 1901, entitled, "An act relating to cities and fixing the terms of certain city officers,"

With an amendment, as follows:

Amend the engrossed substitute for bill No. 631, A., by inserting after the word "under" and before the word "special" where they appear in the fourth line of section one thereof, the words: "general or."

SENATE MESSAGE CONSIDERED.

Senate amendment to bill No. 631, A., was concurred in.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 22, S.,

Resolution to provide sufficient help to do the work of the senate with dispatch.

Laid over until April 7.

BILLS READY FOR A THIRD READING.

No. 139, A.,

A bill to amend section 2342 of the Wisconsin statutes of 1898, relating to the property rights of married women,

No. 204, A.,

A bill to prevent the manufacture, sale or importation of cigarettes, cigarette papers and any substitute for the same,

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes,

No. 249, A.,

A bill to repeal sections 4082 and 4083, of the Wisconsin statutes of 1898, and amending section 4084 of the Wisconsin statutes of 1898, relating to administering of oaths,

No. 268, A.,

A bill to authorize the La Crosse and Northern Railway company, its successors and assigns, to build and maintain a dam across Black river in La Crosse and Trempealeau counties, Wisconsin, for the purpose of improving the navigation of said river, creating hydraulic power to operate its railroad and for the production and transmission of light, heat and power and for any other lawful public purpose,

No. 277, A.,

A bill to provide for collection and publication of statistics relating to the sale of alcoholic liquors,

No. 288, A.,

A bill to amend chapter 117 of the Wisconsin statutes of 1898, by adding thereto a section to be known as section 2582a, providing for the disqualification of court commissioners in certain cases,

No. 308, A.,

A bill to amend section 18 of the Wisconsin statutes of 1898, relating to elections,

No. 355, A.,

A bill to amend section 1 of chapter 406 of the laws of 1901, entitled, "An act to authorize the governor on behalf of the state to co-operate with the city of Madison in paving the streets surrounding the capitol park, and making an appropriation,"

No. 399, A.,

A bill providing for the re-incorporation into stock corporations of mutual fire insurance companies,

No. 480, A.,

A bill relating to the probate and construction of wills, and amending chapter 397, laws of 1901,

No. 581, A.,

A bill authorizing the inspection of, and to secure a report upon the building and care of tenement houses,

No. 594, A.,

A bill relating to the payment of judgment by garnishees and amendatory of chapter 158 of the Wisconsin statutes of 1898,

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery,

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to the compensation of jurors and talesmen,

No. 635, A.,

A bill to provide for the improvement of portions of streets, avenues and boulevards for park purposes,
Were severally each passed.

No. 627, A.,

A bill relating to the return of funds heretofore paid into the state treasury by the Wisconsin board of medical examiners,

Re-referred to the committee on Claims.

No. 383, A.,

A bill to authorize the Northern Granite Co., a Wisconsin corporation, its successors and assigns, to construct and maintain a dam across White river in the county of Waushara.

Unanimous consent being granted, the rules were suspended and David Evans, Jr., was allowed to introduce an amendment to bill No. 383, A., as follows:

Amend bill No. 383, A., by striking out from said bill the following words in lines 6 and 7, of section 4, of said bill No. 383, A., to-wit: "This franchise limited to four years from the date of its passage and publication," and inserting in lieu thereof the following: "Substantial work upon said dam must begin within four years of the date of the passage and publication of this act."

The amendment was adopted, and bill, as amended, was

Passed.

No. 426, A.,

A bill providing for the examination and licensing of stationary engineers,

Unanimous consent being granted Mr. Peterson introduced an amendment as follows:

Amendment to bill No. 426, A.:

Section 8 of bill No. 426, A., is hereby amended by adding thereto the following, to-wit: "But it shall extend to boats and vessels propelled by steam, excepting such as come within the supervision of the national government and such as are owned and used by private individuals for private purposes and not for hire of financial gain."

The ayes and noes being demanded, the amendment was lost. Ayes, 45, noes, 45; absent or not voting, 10.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Beedle, Breitwisch, Brittan, Cady, Carpenter, Dahl, Dinsdale, Dixon, Donald, Douglas, Dudgeon, Ekern, Evans D., Jr., Fritzke, Gilman, Haderer, Hamm, Hartung, Johnson F., Johnson Henry, Kehrein, Kern, Kinney, Loeb, Lord, Martin, Morgan, Morris, Peterson, Potter, Smalley, Smelker, Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thoreson, Verbeck, Waterman and Mr. Speaker—45.

Noes—Messrs. Barker, Bartzen, Becker, Benson, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Doolittle, Finnegan, Hannifin, Hassa, Hodgins, Irvine, Johnson Thos., Johnstone, Karel, Kimball, Koch, La Du, Lane, Le Roy, Miller, Moldenhauer, Osborn, Rakow, Rankl, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smith A. E., Smith C. H., Terens, Thompson, Timlin, Valentine, Wallrich, Westfahl, White and Williams—45.

Absent or not voting—Messrs. Braddock, Bradford, Evans E. W., Frear, Fridd, Lang, Price, Ray, Whitson and Willott—10.

The question then being, Shall bill No. 426, A., as amended, be ordered engrossed and read a third time? and

The ayes and noes being demanded, the bill, as amended, was refused passage: Ayes, 33; noes, 57; absent or not voting, 10.

The vote was as follows:

Ayes—Messrs. Ainsworth, Bartzen, Brittan, Cady, Carpenter, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Douglas, Dudgeon, Fritzke, Haderer, Hassa, Johnson Henry, Johnstone, Kehrein, Kinney, Loeb, Martin, Morgan, Morris, Peterson, Smelker, Strong, Szymarek, Tarrell, Thoreson, Verbeck, Waterman and Mr. Speaker—33.

Noes—Messrs. Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Benson, Breitwisch, Carberry, Chandler, Coffland, Cosgrove, Doolittle, Evans D., Jr., Finnegan, Fridd, Gilman, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Thos., Karel, Kern, Kimball, Koch, La Du, Lane, Le Roy, Lord, Miller, Moldenhauer, Osborn, Potter, Rakow, Rankl, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smith A. E., Smith C. H., Stevens, Terens, Thiessenhusen, Thompson, Timlin, Valentine, Wallrich, Westfahl, White and Williams—57.

Absent or not voting—Messrs. Braddock, Bradford, Ekern, Evans E. W., Frear, Lang, Price, Ray, Whitson and Willott—10.

BILLS TO BE ORDERED TO THIRD READING.

No. 12, S.,

A bill to provide for the bulletining of the time of arrival of passenger trains,

Ordered to a third reading.

No. 63, S.,

A bill to amend section 919c of the statutes of 1898, relating to "borrowing money" for constructing sewers in villages,

Amendment offered by committee on Cities in its report of March 25.

Amendment adopted and bill, as amended,

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous and contagious diseases, and providing for an appropriation.

On motion of Mr. Wallrich,

Laid over until March 27.

No. 131, A.,

A bill to amend chapter 337 of the statutes of 1901, relating to the inter-state fair association of La Crosse, Wisconsin, and providing for an increased appropriation therefor.

Re referred to the committee on Claims.

No. 275, A.,

A bill to amend section 406a, of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income.

On motion of Mr. Lord, re-referred to committee on Claims.

No. 209, A.,

A bill declaring the marriage of white persons with negroes or mulattoes to be illegal and void,

The ayes and noes being demanded, the assembly refused to order the bill to engrossment and a third reading: Ayes, 39; noes, 51; absent or not voting, 10.

The vote was as follows:

Ayes—Messrs. Arneman, Bartzen, Benson, Breitwisch, Cady, Carberry, Chandler, Coffland, Dixon, Donald, Evans E. W., Haderer, Hannifin, Hassa, Hodgins, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La-Du, Lane, Moldenhauer, Potter, Rakow, Rankl, Root, Ru, p, Smith C. H., Strong, Szymarek, Terens, Thompson, Valentine, Verbeck, Westfahl, White and Williams—39.

Noes—Messrs. Ainsworth, Andrew, Barker, Bartlett, Becker, Brittan, Carpenter, Cosgrove, Cowling, Dahl, Dinsdale, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Fridd, Fritzsche, Gilman, Hamm, Hartung, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Loeb, Lord, Martin, Miller, Morgan, Morris, Osborn, Peterson, Ray, Reed, Reynolds, Sidler, Slade, Smalley, Smelker, Smith A. E., Stevens, Tarrell, Thiessenhusen, Thoreson, Timlin, Wallrich, Waterman, and Mr. Speaker—51.

Absent or not voting—Messrs. Beedle, Braddock, Bradford, Crowley, Frear, Lang, Le Roy, Price, Whitson and Willott—10.

No. 347, A.,

A bill to amend section 160a, 160b, 160d and 160e of the Wisconsin statutes of 1898, relating to state depositories, and regulating the deposit of state moneys therein,

Mr. Ray offered an amendment as follows.

Amend bill No. 347, A., by striking out the words "or other" the 12th line, and insert the words "county, state or United States" also insert after the word "bonds" in the same line the words "or in lieu thereof a bond of a surety company authorized to do business in this state."

So that when amended the sentence shall read as follows:

"Shall deposit with the state treasurer good and sufficient municipal, county, state, or United States bonds or in lieu thereof a bond of a surety company authorized to do business in this state, as security and pledge for the payment upon demand to him or to his order," etc.

Amendment adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 395, A.,

A bill to amend chapter 66 of the Wisconsin statutes of 1898, relating to excise and sale of intoxicating liquors.

Mr. Hartung offered an amendmend as follows:

Amend by striking out the words "one mile," where they occur in the 4th line of section 1, and insert the words "one-fourth mile," and further amend by striking out the words "one mile," where they occur in line 31 of section 2, and insert the words "one-fourth mile."

Amendment adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 276, A.,

A bill to reimburse the normal school fund and fund income for certain money lost on a special loan to the Eau Claire light guard company to provide an armory,

Amendment offered by committee on Claims in its report of March 25.

Amendment adopted and bill, as amended,

Ordered engrossed and read a third time.

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto and for the payment of certain expenses incident thereto,

Were severally each ordered engrossed and read a third time.

No. 26, A.,

A bill to amend chapter 7, entitled, "The common council, its powers," of chapter 40a, of Wisconsin statutes, relating to the organization and government of cities under general law,

No. 57, A.,

A bill to annually appropriate to the Beloit inter-state fair and driving association a certain sum of money,

No. 84, A.,

A bill authorizing the commissioner of labor to appoint additional assistant factory inspectors who shall serve without any compensation from the state,

No. 109, A.,

A bill forbidding the sale of convict labor to contractors, firms, corporations or persons,

No. 146, A.,

A bill to amend section 1557 of the Wisconsin statutes of 1898, relating to unlawful sales of liquor,

No. 228, A.,

A bill to repeal subdivision 97a of chapter 925 of the Wisconsin statutes of 1898, relating to the erection of electric light plants in all cities in the state of Wisconsin,

No. 412, A.,

A bill relating to the payment of indebtedness for lightning plants and water works and of the cost of extension, improvement, maintenance and operation of the same and the establishment of light and water works districts,

No. 539, A.,

A bill to appropriate a sum of money therein mentioned to James Nagle,

No. 550, A.,

A bill to provide a department in one or more of the hospitals or the insane, for the detention and treatment of dipsomaniacs, inebriates and those addicted to the excessive use of narcotics,

No. 558, A.,

A bill to authorize cities of the first class to employ a fire marshal and deputy fire marshal,

No. 589, A.,

A bill to amend section 925—97a of the Wisconsin statutes of 1898, relating to the purchase of lighting plants by cities,

On motion of Mr. Smelker,

Were severally each indefinitely postponed at one time.

MOTIONS CONSIDERED.

On motion of C. H. Smith,

Bill No. 88, A., was returned to the clerk's desk and to the member introducing the same.

Mr. Barker moved that when the assembly adjourned March 27 it be until 9:30 o'clock a. m., March 28,

Which motion prevailed.

ADJOURNMENT.

On motion of Mr. Dudgeon,

The assembly adjourned.

FRIDAY, MARCH 27, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. J. J. Hoffman offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Terrell, Terens, Thiessenhusen, Thompson, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—85.

Absent—Messrs. Braddock, Bradford, Chandler, Cowling, Dixon, Frear, Haderer, Hassa, Karel, Lang, Osborn, Peterson, Price, Rankl and Szymarek.—15.

Absent with leave—Messrs. Braddock, Haderer and Price.

LEAVE OF ABSENCE

Was granted

To Mr. Chandler indefinitely.

To Messrs. Williams, Timlin and Kehrein, until March 31.

To Messrs. Rankl, Szymarek, Hassa, and Koch for this session.

On motion of Mr. Benson,

To all absent members at session of March 28

CORRECTIONS TO THE JOURNAL.

The journal of March 26 was approved.

STATEMENT OF THE CONDITION OF ASSEMBLY BUSINESS

Friday, a. m., March 27, 1903.

Assembly bills introduced.....	642
Passed	138
Indefinitely postponed.....	132
Withdrawn	14
	<hr/> 284
In hands of committees.....	358
Senate bills messaged for concurrence.....	92
Senate bills concurred in.....	28
	<hr/>
In hands of committees.....	64
Assembly joint resolutions	21
Passed	16
	<hr/>
In hands of committees.....	5
Senate joint resolutions.....	13
Concurred in.....	11
Non-concurred in.....	1
	<hr/> 12
	<hr/>
In hands of committees.....	1
Assembly resolutions.....	28
Passed.....	26
Refused passage.....	2
	<hr/> 28
Petitions received and referred	178
Bills and resolutions still in the hands of committees..	<hr/> 428

C. O. MARSH,
Chief Clerk of the Assembly.

LETTERS, PETITIONS, ETC.

By Mr. Fritzke:

Pet. No. 179, A.,
Petition of H. Grossenbock and Co., and others, of Milwaukee, in favor of No. 13, S., and 92, A., relating to exemption laws, and 21, S., licensing peddlers of fruit in Milwaukee.
To committee on Judiciary.

By Mr. Bartzen:

Pet. No. 180, A.,
Petition of farmers of Sheboygan county, relating to the game laws.
To committee on Fish and Game.

By Mr. Coffland:

Pet. No. 181, A.,
Petition in the form of a resolution passed at the seventeenth annual Wisconsin farmers' institute, held at Marshfield, Wis., March 17th and 19th, 1902, requesting passage of the bill appropriating \$10,000.00 for the purchase of live stock for the university farm.
To committee on Claims.

By Mr. Terens:

Pet. No. 182, A.,
Petition by H. P. Hamilton and forty-eight others against the repeal of that part of the fish and game laws relating to spring shooting.
To committee on Fish and Game.

By Mr. Kehrein:

Pet. No. 183, A.,
Petition of citizens of Milwaukee, asking passage of bills No. 17, S.; and 82, A., relating to exemption laws.
To committee on Judiciary.

By Mr. Ekern:

Pet. No. 184, A.,
Petition from F. A. Kellman and others, against the passage of bill No. 623, A.
To committee on Railroads.

By Mr. David Evans, Jr.:

Pet. No. 185, A.,
Petition of Chris. Christianson and seventy other citizens of Waushara county, in favor of spring shooting.
To committee on Fish and Game.

RESOLUTIONS INTRODUCED.

By Mr. Barker:

Res. No. 30, A.,

Resolution asking chaplains to speak louder when offering invocations.

Resolved, That the chaplains officiating during the remainder of the sessions of the assembly be requested to speak louder so that the invocation can be heard by all the members present.

Adoption refused.

MOTIONS CONSIDERED.

On motion of Mr. Ray,

Bill No. 347, A., was recalled from committee on Engrossed Bills and returned to the clerk's desk.

On motion of Mr. Ray,

The vote by which bill No. 347, A., was ordered engrossed and read a third time,

Was reconsidered.

On motion of Mr. Ray,

The vote by which the assembly adopted the amendment of March 25 to bill No. 347, A.,

Was reconsidered.

On motion of Mr. Ray,

The amendment of March 25 to No. 347, A.,

Was withdrawn.

Bill No. 347, A., as amended March 26.

Ordered engrossed and read a third time.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Military Affairs:

No. 643, A.,

A bill authorizing the erection of monuments in the national park at Vicksburg, Mississippi, in accordance with the recommendations of the commission heretofore appointed and appropriating a sum of money to carry out the provisions of this act.

To committee on Claims.

By committee on Federal Relations:

No. 644, A.,

A bill to confer the rank of colonel upon the members of the committee on Military Affairs of the legislature of 1903.

To committee on Fish and Game.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 15, S.,

A bill to amend section 2356 of the statutes of 1898, by adding thereto a new subdivision regulating the entry of judgment in actions for divorce,

No. 140, S.,

A bill to amend section 2533c, of chapter 116, statutes of 1898, relating to juries,

No. 216, S.,

A bill to create a pension fund for members of the police department in cities of the first class,

No. 282, S.,

A bill to amend section 12, of chapter 218, of the laws of 1899, entitled, "An act to establish a district court in the county of Milwaukee,"

No. 291, S.,

A bill to amend section 1222e, statutes of 1898, as amended by chapter 354 of the laws of 1899, relating to the payment of license by street railway and electric companies,

No. 297, S.,

A bill relating to the powers of electors in town meetings,

No. 321, S.,

A bill to authorize town boards of towns in counties having a population of 150,000 or more, to lay water mains and sewers and make assessments therefor,

No. 342, S.,

A bill to abolish the taxation of credits and to amend sundry provisions of the statutes relating thereto, and to extend the present provisions of statutes exempting from taxation shares of stock in certain classes of corporations,

No. 352, S.,

A bill relating to the county board and adding a new section to the statutes,

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in assembly amendment to

No. 106, S.,

A bill to amend section 378 of the statutes of 1898, as amended by chapter 255 of the general laws of 1901, extending the terms of office of regents until their successors be appointed,

No. 347, S.,

A bill to provide for the taxation of incorporated and private banks, and to amend sections 1042, 1051 and 1057 of the statutes of 1898.

And has concurred in the assembly amendment to senate amendment to

No. 90, A.,

A bill amendatory of section 2296 of the statutes of 1898, relating to certificate of proof and record.

And has concurred in

Jt. Res. No. 21, A.,

To provide statutes to members who have not received them.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

With an amendment as follows:

Amendments by the committee on Finance, Banks and Insurance, to No. 567, A.:

Amend 567, A., by inserting after the word "person" in the 7th line of the engrossed bill the words "payable in case of death of the insured."

Further amend by striking out the words "its passage and publication" in section 2 and insert in lieu thereof the words "the first day of August, 1903."

And has concurred in

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

No. 642, A.,

A bill to amend chapter 8 of the laws of 1903, entitled, "An act to detach certain territory from the town of Grantsburg, Burnett county, and to create the town of Anderson."

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 97, A.,

A bill to provide for party nominations by direct vote,

With amendments as follows:

Amend subdivision 2 of section 4, to read as follows: "Upon receipt of such notice, such county clerk shall, not less than ten days thereafter, publish so much thereof as may be applicable to his county, once in each week for six consecutive weeks in at least two and not to exceed four, newspapers of general circulation published in said county."

Amend subdivision c of section 5 to read as follows: "If for an office representing less than a congressional district in area, or a county office, by at least three per cent. of the party vote in at least one-sixth of the election precincts of such district, and in the aggregate not less than three per cent. of the total vote of his party in such district."

Amend section 7 by striking out said section and inserting in lieu thereof the following as section 7:

Section 7. At least twenty-five days before any primary preceding a general election, the secretary of state shall transmit to each county clerk a certified list containing the name and post office address of each person for whom nomination papers have been filed in his office and entitled to be voted for at such primary, together with a designation of the office for which he is a candidate, and the party or principle which he represents. Such clerk shall forthwith, upon receipt thereof, publish under the proper party designation, the title of each office, the names and addresses of all persons for whom nomination papers have been filed, giving the name and address of each, the date of the primary, the hours during which the polls will be open, and that the primary will be held at the regular polling places of the precinct. It shall be the duty of the county clerk to publish such notice for three consecutive weeks prior to said primary. Such clerk shall also forthwith mail copies of such notice to each town, village and city clerk of his county, who shall immediately post copies of the same in at least three public places in each precinct in his town, village or city, designating therein the location of the polling booth in each election precinct.

Amend section 8 by striking out said section and inserting in lieu thereof the following, as section 8:

Section 8. "Every publication required in this act shall be made in at least two, and not to exceed four, newspapers of general circulation in such county or city. One of such newspapers shall represent the political party that cast the largest vote in such county or city at the preceding general election, and one of such newspapers shall represent the political party that cast the next largest vote in such county or city at the preceding general election. In any case where the publication of a notice cannot be made as hereinbefore required, it may be made in any newspaper having a general circulation in the county or city in which the notice is required to be published."

Insert a new section to be numbered and to read as follows:

Section 26. At the general election of 1904, there shall be submitted to the electors to be voted upon for ratification or rejection the following question:

"Shall the provisions of chapter (Insert on the ballot the number of chapter) of the laws of 1903, relating to the nomination of candidates for elective state offices, except the state superintendent, representatives in congress, state senators and members of the assembly by direct vote, be adopted?"

The submission of the question to the people and the canvass and return of the vote thereon shall be made in the manner now provided by law for the submission of and the vote upon a constitutional amendment.

Section 26 of the bill shall be renumbered as section 27.

Section 27 of the bill shall be renumbered and amended so as to read as follows:

Section 28. This act shall take effect and be in force from and after its passage and publication, in so far as it relates to nominations for elective city and county officers, and from and after its ratification by the people in so far as it relates to the nomination of candidates for elective state officers, representatives in congress, state senators and members of assembly.

SENATE MESSAGE CONSIDERED.

Bills Nos. 15, S., 140, S., 282, S., 321, S.,

Read first and second times, and

Referred to the committee on Judiciary.

Bill No. 216, S.,

Read first and second times, and

Referred to the committee on Cities.

Bills Nos. 291, S., and 342, S.,

Read first and second times, and

Referred to committee on Assessment and Collection of Taxes.

Bill No. 297, S.,

Read first and second times, and

Referred to committee on Privileges and Elections.

Bill No. 352, S.,

Read first and second times, and

Referred to committee on Town and County Organization.

Senate amendment to

Bill No. 97, A.,

Was laid over until March 31

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 59, A.,

A bill to amend section 1512 of the Wisconsin statutes of 1898, relating to the relief and support of the poor,

No. 135, A.,

A bill requiring judges of probate, in certain cases, to give notice to foreign consuls of an application for administration in the estate of deceased persons,

No. 174, A.,

A bill to amend section 3092 of the Wisconsin statutes of 1898, relating to second trials in actions of ejectment,

No. 202, A.,

A bill to amend section 3884 of the Wisconsin statutes of 1898, relating to the sale of homesteads of deceased persons,

No. 309, A.,

A bill relating to the employment of amanuenses by justices of the peace of cities of the first class,

No. 443, A.,

A bill to amend section 2464a of the Wisconsin statutes of 1898, relating to the register in probate,

No. 512, A.,

A bill to amend chapter 17, of the laws of 1895, entitled, "An act to create municipal court for the county of Manitowoc,"

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY,

Chairman.

The committee on Assessment and Collection of Taxes, to whom was referred:

No. 344, S.,

A bill to amend section 1 of chapter 415 of the laws of Wisconsin for the year 1901, relating to exemptions of park lands from taxation,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 165, S.,

A bill relating to property exempt from taxation and amendatory of subsection 2 of section 1033, of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Insert after the word "rental" in the third line of section 1

of the engrossed bill, the following: "and by inserting after the word 'district' in the second line of said subsection the words 'or by any free public library.' "

And with the recommendation that when so amended the bill be concurred in.

A. H. DAHL,
Acting Chairman.

The committee on Education, to whom was referred:

No. 201, S.,

A bill to amend section 1 of chapter 347, laws of 1901, relating to the legal qualifications for kindergarten teachers in Wisconsin,

No. 248, S.,

A bill relating to school boards and common and high school in cities of the first class containing a population of 150,000,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be concurred in, Mr. Fritzke dissenting from the report on No 248, S.

JAMES JOHNSTONE,
Chairman.

The committee on Claims, to whom was referred:

No. 442, A.,

A bill to establish a hygienic laboratory in connection with the bacteriological department of the state university for the use of the state board of health, and to provide for an appropriation,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute, and with the recommendation that when so amended it do pass.

DAVID EVANS, Jr.,
Chairman.

The committee on Claims, to whom was re-referred:

No. 275, A.,

A bill to amend section 406a of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

Has had the same under consideration, and has instructed

me to report the same back with an amendment, and with recommendation that when so amended the bill do pass.

DAVID EVANS, Jr.,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 464, A.,

A bill requiring town, city and village physicians in towns, cities and villages wherein there is operated a water works system, to analyze the water and make a monthly report thereof,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

E. W. WHITSON,
Chairman.

The committee on Military Affairs, to whom was referred:
No. 122, A.,

A bill to appropriate a certain sum of money to provide necessary improvements at the Wisconsin veterans' home,

Has had the same under consideration, and has instructed me to report the same back without recommendation.

A. E. SMITH,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble-minded, of mothers duly committed thereto, and for the payment of certain expenses incident thereto,

No. 276, A.,

A bill to reimburse the normal school fund and fund income for certain money lost on a special loan to the Eau Claire light guard company to provide an armory,

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

No. 395, A.,

A bill to amend chapter 66 of the statutes of 1898 relating to excise and sale of intoxicating liquors,

No. 584, A.,

A bill to amend sections 554 and 1072a of the statutes of 1898, relating to the school fund income and its distribution,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 125, A., 276, A., 333, A., 395, A., 584, A., were severally each referred to the committee on Bills on Their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies, or certificates of insurance and to prescribe the practice in actions arising from suicide of the insured,

No. 408, A.,

A bill to amend section 1219 of the statutes of 1898, relating to fire and navigation insurance fees,

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls & Northeastern railway company, a right of way over and across the northeast quarter of southwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of the southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), township twenty eight (28) north, of range eight (8) west, in Chippewa county,

No. 496, A.,

A bill providing for the making and preservation of sales of property under and by virtue of chattel mortgages,

No. 203, A.,

A bill to amend section 3940 of the statutes of 1898, relating to the assignment of estates,

No. 520, A.,

A bill to amend section 3913, of the statutes of 1898, relating to the appraisal of real estate for sale in county courts,

Has examined the same, and report them back as correct.

F. H. LORD,

Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 22, A.,

A bill to amend section 2454 of the Wisconsin statutes of 1898, relating to fees of county judges,

No. 379, A.,

A bill to amend section 1832 of the Wisconsin statutes of 1898, relating to alterations of the routes of railroads,

No. 407, A.,

A bill to amend chapter 357 of the laws of 1891, entitled, "An act conferring additional jurisdiction on the county court of Portage county,"

No. 429, A.,

A bill to repeal chapter 180, private and local laws of 1866, and chapter 235, local laws of 1883, relating to abstract of tax sales in Shawano county,

No. 538, A.,

A bill to authorize cities of the first class to establish building lines along boulevards and pleasure ways; to condemn and cause to be removed and to prevent the erection of buildings and structures within such lines,

No. 631, A.,

A bill to amend section 1 of chapter 443 of the laws of 1901, entitled, "An act relating to cities, and fixing the terms of certain city officers,"

No. 642, A.,

A bill to amend chapter 8 of the laws of 1903, entitled, "An act to detach certain territory from the town of Grantsburg, Burnett county, and create the town of anderson,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

BILLS READY FOR A THIRD READING.

No. 12, S.,

A bill to provide for the bulletining of the time of arrival of passenger trains,

No. 63, S.,

A bill to amend section 919c of the statutes of 1898, relating to "borrowing money" for constructing sewers in villages,

Were severally each concurred in.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 43, A.,

A bill providing a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous and contagious diseases, and providing for an appropriation.

Amendment offered by committee in its report of March 26.

The ayes and noes being demanded, the committee amendment was rejected: Ayes, 23; noes, 55; absent or not voting, 22.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Bartlett, Bartzen, Coffland, Evans D., Jr., Evans E. W., Finnegan, Fridd, Hartung, Johnstone, Loebs, Lord, Morgan, Rakow, Root, Smelker, Smith A. E., Smith C. H., Terens, Thompson, Verbeck and Williams—23.

Noes—Messrs. Andrew, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Cosgrove, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Fritzke, Gilman, Hamm, Hannifin, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kehrein, Kern, Kimball, Kinney, La Du, Lane, Le Roy, Miller, Moldenhauer, Morris, Potter, Ray, Reynolds, Rupp, Sidler, Slade, Stevens, Strong, Tarrell, Thoreson, Timlin, Valentine, Wallrich, Waterman, Westfahl, White, Whitson and Mr. Speaker—55.

Absent or not voting—Messrs. Barker, Braddock, Bradford, Chandler, Cowling, Dixon, Frear, Haderer, Hassa, Karel, Koch, Lang, Martin, Osborn, Peterson, Price, Rankl, Reed, Smalley, Szymarek, Thiessenhusen and Willott—22.

E. W. Evans offered an amendment as follows:

Amend by striking out the word fifty thousand dollars in line 2 in section 1 and insert one hundred thousand dollars.

The ayes and noes being demanded, the amendment was rejected: Ayes, 5; noes, 73; absent or not voting, 22.

The vote was as follows:

Ayes—Messrs. Coffland, Evans D., Jr., Evans E. W., Morgan and Williams—5.

□ Noes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Breitwisch, Brittan, Cady, Carberry, Carpenter, Cosgrove, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Finnegan, Fridd, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kern, Kimball, Kinney, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morris, Potter, Ray, Reynolds, Root, Rupp, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Willott and Mr. Speaker—73.

Absent or not voting—Messrs. Braddock, Bradford, Chandler, Cowling, Dixon, Frear, Fritzke, Gilman, Haderer, Hassa, Karel, Kehrein, Koch, Lang, Osborn, Peterson, Price, Rakow, Rankl, Reed, Smalley and Szymarek—22.

The question then being, Shall bill No. 43, A., be ordered engrossed and read a third time?

The bill was so ordered.

No. 578, A.,

A bill to amend section 717 of the Wisconsin statutes of 1898, relating to county depositories.

On motion of Mr. Waterman,

Re-referred to committee on Town and County Organization.

No. 620, A.,

A bill to detach certain territory from the town of Lawrence in Gates county, and to create the town of Hawkins, to provide for town meetings therein and for final settlement between said towns.

Ordered engrossed and read a third time.

No. 332, A.,

A bill to amend sections 471 and 472, of the Wisconsin statutes of 1898, relating to assessments in joint school districts, and settlements as to taxes in such districts,

No. 436, A.,

A bill to amend subdivision 2 of section 1240 of the Wisconsin statutes of 1898, relating to assessments of highway taxes and limitations thereof,

No. 530, A.,

A bill to amend section 1073 of the Wisconsin statutes of 1898, relating to the apportionment of taxes by the county board.

On motion of Mr. Morris,

Were severally each indefinitely postponed at one time.

ADJOURNMENT.

On motion of Mr. Doolittle,
The assembly adjourned.

SATURDAY, MARCH 28, 1903.
9:30 O'CLOCK A. M

The assembly met.
The speaker in the chair.
The Rev. J. J. Hoffman offered prayer.
Upon motion of Mr. Whitson,
The roll call was dispensed with,

LEAVE OF ABSENCE

Was granted
To Messrs. Barker and Kimball until March 31.
To Mr. Benson until April 1.

CORRECTIONS TO THE JOURNAL.

The journal of March 27 was corrected and, as corrected, approved.

MOTIONS CONSIDERED.

Mr. Barker moved that bill No. 531, A., be placed on the calendar for March 31,
Which motion prevailed.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 152, A.,

A bill to authorize all cities in the state of Wisconsin to punish persons who engage in fighting or affrays, or in assaults, or use of abusive, or obscene language.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 193, S.,

A bill to legalize the bonds and other obligations for the payment of money of certain cities not authorized by a vote of the people,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Insert the letter "a" after the word "by" where the same appears in the fourth line of section 1 of the engrossed bill. Further amend said bill by inserting the words "or by a vote in favor of the same of at least three-fourths of all the members of the common council elect, of any city" after the word "council" where said word appears in the fourth line of the engrossed bill.

And with the recommendation that when so amended said bill be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 314, A.,

A bill to amend subdivision 2 of section 946, of the Wisconsin statutes of 1898, entitled, Second mode relating to voting municipal aid to railroad companies.

No. 452, A.,

A bill declaring the validity and legality of certain municipal bonds heretofore issued for purposes of any lawful public improvement and declaring the validity of certain municipal indebtedness heretofore created by any city of the second, third or fourth class in the state of Wisconsin,

No. 524, A.,

A bill to amend section 609 of the Wisconsin statutes of 1898, as amended by chapter 228, laws of 1899, relating to arrests and offenses on premises of certain state institutions and to give police authority thereon to certain persons,

No. 562, A.,

A bill to amend subdivision 1, section 752, of the statutes of 1898, relating to duties of district attorneys,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommenda

tion that said bills be severally each indefinitely postponed. Messrs. Wallrich, Carpenter, Douglas and Cady dissent from the report of the committee upon bill No. 562, A.

FRANK A. CADY,
Chairman.

The committee on Assessment and Collection of axes, to whom was referred:

No. 540, A.,

A bill to amend section 1042b of the statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Amend bill No. 540, A., by striking out all of line 5 in the printed bill after the word "higher" and striking out all of line 6 to the word "the" and insert in lieu thereof the following: "or lower than its full value as required by law."

With the recommendation that when so amended the bill do pass.

No. 467, A.,

A bill to repeal section 1803 of the Wisconsin statutes of 1898 relating to the rates of transportation by certain railway companies, and to enact in lieu thereof a new section directing the railroad commissioner to prepare a schedule of reasonable maximum rates of charges for the transportation of passengers, freight and cars of each railroad within the state of Wisconsin, making such schedules prima facie evidence in the courts, that the rates therein fixed are reasonable maximum rates, and providing for the printing of such schedules.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be re-referred to the committee on Railroads.

No. 7, A.,

A bill to amend section 1038 of chapter 48, of the statutes of 1898, relating to exemption of property from assessment and taxation,

No. 171, A.,

A bill to amend section 1056 of chapter 48 of the statutes of 1898, relating to the assessment of taxes,

No. 547, A.,

A bill authorizing the state treasurer to pay to Eau Claire county nine hundred seventy-five and 33-100 dollars (\$975.33) taxes for the years 1897 and 1898, assessed against lots 1, 2, 3, 4 and 5, block 2, Eau Claire Lumber company's tenth addition to the city of Eau Claire,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that these several bills be indefinitely postponed.

A. H. DAHL,
Acting Chairman.

Bill No. 457, A., re-referred to the committee on Railroads.

The committee on Federal Relations, to whom was referred:
No. 343, S.,

A bill granting to the United States jurisdiction over certain lands in Marathon county,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

FRED HARTUNG,
Chairman.

The committee on Federal Relations, to whom was referred:
No. 531, A.,

A bill to prohibit political lobbyists from attempting to personally influence the votes of members of the legislature, the votes of individual electors for nominees or for candidates for the nomination for any elective office; the appointment or discharge of any appointive officer, and from receiving or soliciting money from corporations and other sources for personal uses in return for influence for or against any nominee or any candidate for the nomination for any elective office,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bill do pass.

FRED. HARTUNG,
Chairman.

The committee on Education, to whom was referred:
No. 29, S.,

A bill amending section 3, chapter 296, laws of 1899, and relating to the unexpended balance of the original appropriation, to be added to the expenditure for the next ensuing year,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 549, A.,

A bill providing for the issuance of certificates to primary teachers in certain cases, without examination,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute, and with the recommendation that when so amended that the same do pass.

JAMES JOHNSTONE,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous contagious diseases, and providing for an appropriation,

No. 347, A.,

A bill to amend section 160a, 160b, 160d and 160e of the statutes of 1898, relating to state depositories, and regulating the deposit of public moneys therein,

No. 620, A.,

A bill to detach certain territory from the town of Lawrence, in Gates county, and to create the town of Hawkins; to provide for town meetings therein and for a final settlement between said towns,

Has examined the same and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 43, A., 347, A., and 620, A., were severally each referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 276, A.,

A bill to reimburse the normal school fund and fund income for certain money lost on a special loan to the Eau Claire light guard company to provide an armory,

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

Has examined the same, and report them back as correct.

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto, and for the payment of certain expenses incident thereto,

No. 395, A.,

A bill to amend chapter 66 of the statutes of 1898, relating to excise, and the sale of intoxicating liquors,

No. 584, A.,

A bill to amend sections 554 and 1072a of the statutes of 1898, relating to the school fund income and its distribution.

Has examined the same, and with verbal changes report them back as correct.

Your committee recommend the adoption of the following amendment to the title to bill No. 276, A.: Amend title by striking out the words "and fund income."

F. H. LORD,
Chairman.

SENATE MESSAGE CONSIDERED.

Senate amendment to

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies.

Concurred in.

BILLS READY FOR THIRD READING.

No. 101, A.,

A bill to restrict the suicide clause when used in life insurance policies, and to prescribe the practice in actions arising from suicide of the insured,

No. 408, A.,

A bill to amend section 1219 of the Wisconsin statutes of 1898, relating to fire and navigation insurance fees,

No. 445, A.,

A bill to grant to the Eau Claire, Chippewa Falls & Northeastern railway company, a right of way over and across the northeast quarter of the southwest quarter and the northwest quarter of the southeast quarter and the northeast quarter of southeast quarter of section four (4) and the northwest quarter of the southwest quarter of section three (3), township twenty-eight (28) north, of range eight (8) west, in Chippewa county,

Were severally each passed.

No. 203, A.,

A bill to amend section 3940 of the Wisconsin statutes of 1898, relating to the assignment of estates.

Passed.

Amendment to title adopted.

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages,

No. 520, A.,

A bill to amend section 3913, of the Wisconsin statutes of 1898, relating to the appraisal of real estate for sale in county courts,

Were severally each laid over until March 30.

BILLS TO BE ORDERED TO A THIRD READING.

No. 143, S.,

A bill to authorize the city of Eau Claire to build and maintain a dam across the Chippewa river in the city of Eau Claire,

43—A. J.

Amendment in the form of a substitute bill offered by the committee on Lumber and Mining in its report of March 25 was adopted and bill, as amended,

Ordered to a third reading.

No. 165, S.,

A bill to amend sub-section 2 of section 1038, of the statutes of 1898, relating to property exempt from taxation.

Amendment offered by committee on Assessment and Collection of Taxes in its report of March 27th was adopted, and bill, as amended,

Ordered to a third reading.

No. 201, S.,

A bill to amend section 1 of chapter 347, laws of 1901, relating to the legal qualifications for kindergarten teachers in Wisconsin,

No. 248, S.,

A bill relating to school boards and common and high schools in cities of the first class containing a population of 150,000,

No. 344, S.,

A bill to amend section 1 of chapter 415 of the laws of Wisconsin for the year 1901, relating to exemptions of park lands from taxation,

Were severally each ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 213, A.,

A bill to amend chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the Wisconsin statutes of 1898, relating to damages caused by defective highways."

On motion of Mr. Dinsdale,

Re-referred to the committee on Judiciary.

No. 275, A.,

A bill to amend section 406a, of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

On motion of Mr. Kinney,

Laid over until April 1.

No. 639, A.,

A bill to amend sub-section 118, section 925, chapter 40a, laws of 1898, to be designated sub-section 118a, authorizing the board of education in cities of the third class to have charge of erecting school buildings in such cities,

No. 640, A.,

A bill to authorize Edward Bradley and Wallace G. Collins, their heirs, associates and assigns to build and maintain a dam or dams across the Wisconsin river in sections three (3) and ten (10) township thirty-three (33) north, ranges six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

Were severally each ordered engrossed and read a third time.

No. 464, A.,

A bill requiring town, city and village physicians in towns, cities and villages wherein there is operated a water works system to analyze the water and make a monthly report thereof.

On motion of Mr. Coffland,

Laid over until March 31.

No. 59, A.,

A bill to amend section 1512, Wisconsin statutes, relating to the relief and support of the poor,

No. 135, A.,

A bill requiring judges of probate, in certain cases, to give notice to foreign consuls of an application for administration in the estate of deceased persons,

No. 174, A.,

A bill to amend section 3092 of the Wisconsin statutes of 1898, relating to second trials in actions of ejectment,

No. 202, A.,

A bill to amend section 3884 of the Wisconsin statutes of 1898, relating to the sale of homesteads of deceased persons,

No. 309, A.,

A bill relating to the employment of amanuenses by justices of the peace of cities of the first class,

No. 443, A.,

A bill to amend section 2464a of the Wisconsin statutes of 1898, relating to the register in probate,

No. 512, A.,

A bill to amend chapter 17, laws of 1895, entitled, "An act to create municipal court for Manitowoc county,"

On motion of Mr. Smelker.

Were severally each indefinitely postponed at one time.

ADJOURNMENT.

On motion of Mr. Doolittle,

The assembly adjourned until March 30, at 8:45 o'clock p. m.

MONDAY, MARCH 30, 1903.

9:45 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kehrein, Kimball, LaDu, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Wallrich, Waterman, Westfahl, Whitson, Willott and Mr. Speaker—78.

Absent—Messrs. Benson, Braddock, Carberry, Chandler, Frear, Fridd, Hartung, Johnson F., Johnstone, Karel, Kern, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Szymarek, Verbeck, White and Williams—22.

Absent with leave—Messrs. Benson, Braddock, Chandler and Williams.

LEAVE OF ABSENCE

Was granted

To Mr. White until April 1.

To Messrs. Carberry, Fridd, F. Johnson, Johnstone, Karel, Kinney, Osborn, Rupp, Szymarek, Verbeck, Williams.

CORRECTIONS TO THE JOURNAL.

The journal of March 28 was approved

LETTERS, PETITIONS, ETC.

By Mr. David Evans, Jr.:

Pet. No. 186, A.,

Petition in the form of a letter from J. H. Lally, Berlin, Wisconsin, asking for the passage of the bill for the exemption of credits.

To committee on Assessment and Collection of Taxes.

By Mr. Terens:

Pet. No. 187, A.,

Petition of the manufacturers of Two Rivers, in opposition to bill No. 623, A.

To committee on Railroads.

By Mr. Beedle:

Pet. No. 188, A.,

Petition of L. M. Goldberg and twenty-four others of Marion, against the passage of No. 623, A.

To committee on Railroads.

By Mr. H. Johnson (by request):

Pet. No. 189, A.,

Petition of Wolf River Fibre and Paper Co., and others, against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Hassa:

Pet. No. 190, A.,

Petition of citizens of Milwaukee, in favor of passage of bills Nos. 13, S., and 92, A., relating to the exemption laws.

To committee on Judiciary.

RESOLUTIONS INTRODUCED.

By Mr. Cady:

Jt. Res. No. 22, A.

Joint resolution adding Hon. M. S. Dudgeon and Hon. Geo. P. Miller to committee on arrangements for reception of President Roosevelt.

Be it resolved by the assembly, the senate concurring, That the joint committee upon the part of the legislature to make certain necessary arrangements for the reception of President Roosevelt and party be, and the same hereby is, enlarged by the addition thereto of Hon. M. S. Dudgeon upon the part of the assembly and of Hon. George P. Miller upon the part of the senate, being the resident members of the legislature from the city of Madison.

Adopted

BILLS INTRODUCED.

The committee on Judiciary asks leave to introduce

A bill to provide for certain repairs upon, and the improvement of, the capitol building of the state and making an appropriation therefor.

Your committee would further make report that said bill has been fully considered and it is recommended that said bill do pass.

FRANK A. CADY,
Chairman.

Read first and second times and referred.

By Committee on Judiciary:

No. 645, A.,

A bill to provide for certain repairs upon, and the improvement of the capitol building of the state and making an appropriation therefor.

On motion of Mr. Cady,

The rules were suspended by unanimous consent, and

The bill placed upon its immediate passage.

The ayes and noes being required, bill No. 645, A., was passed: Ayes, 76; noes, none; absent or not voting, 24.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans E. W., Finnegan, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thomas, Kehrein, Kimball, LaDu, Lane, LeRoy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Wallrich, Westfahl, Whitson, Willott and Mr. Speaker—76.

Noes—None.

Absent or not voting—Messrs. Benson, Braddock, Carberry, Chandler, Evans D., Jr., Frear, Fridd, Hartung, Johnson, F., Johnstone, Karel, Kern, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Szymarek, Verbeck, Waterman, White and Williams—24.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 280, S.,

A bill to amend section 4051, of the statutes of 1898, relating to fees in the county court,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill No. 280, S., be concurred in.

No. 444, A.,

A bill to provide for a shorthand reporter for the county court of Green county in certain cases therein mentioned,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill No. 444, A., do pass.

FRANK A. CADY,
Chairman.

The committee on Lumber and Mining, to whom was referred:
No. 345, S.,

A bill to authorize O. E. Pederson and L. E. McGill, and assigns, to build and maintain a dam across the Flambeau river, in the county of Gates, Wisconsin,

Has had same under consideration, and has instructed me to report the same back with the recommendation that the bill be concurred in.

HENRY JOHNSON,
Chairman.

The committee on Lumber and Mining, to whom was referred:

No. 227, A.,

A bill to authorize B. L. Anderson and O. Christianson, to construct and maintain a pier or dock in the waters of Jackson harbor,

Has had same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 438, A.,

A bill to authorize A. P. Bixby and Andrew Bottolfson to build and maintain a dam across Apple river, Polk county, Wisconsin,

Has had the same under consideration, and has instructed me to report same back with an amendment in the form of a substitute, and with the recommendation that when so amended that same do pass.

No. 428, A.,

A bill to authorize A. C. Weber, his heirs, associates to build and maintain a dam across the Red river, in Shawano county, Wis.,

Has had the same under consideration, and has instructed me to report same back with amendments enclosed as follows:

Amend bill No. 428, A., by adding at the end of section 1 thereof the following: "Provided that the dam erected under the provisions of this act shall be provided with a good and sufficient fishway to be approved by the state board of commissioners of fisheries, which shall at all times be kept in good repair and open for the free and easy passage of fish up and down said dam. In case the owner or owners of said dam shall neglect or refuse to construct or keep in repair or keep open such fishway as required by the provisions of this act, they shall, upon conviction thereof, be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00)."

Also, amend section 2 of said bill by striking out the words and figures "1777 to 1777e" where they occur in the fifth line of said section, and insert in lieu thereof "1777a to 1777d."

And with the recommendation that when so amended the bill do pass.

HENRY JOHNSON,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous contagious diseases, and providing for an appropriation,

Has examined the same, and report it back as correct.

No. 347, A.,

A bill to amend sections 160a, 160b, 160d and 160e of the statutes of 1898, relating to state depositories, and regulating the deposit of public money therein,

No. 620, A.,

A bill to detach certain territory from the town of Lawrence in Gates county, and to create the town of Hawkins; to provide for town meetings therein and for a final settlement between said towns,

Has examined the same, and with verbal changes report them back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in,

Jt. Res. No. 23, S.,

Relating to the visit of President Roosevelt.

And has passed, and asks the concurrence of the assembly in, No. 35, S.,

A bill to amend section 1941—5 of the statutes of 1898, as amended by chapter 69 of the laws of 1901, relating to mutual insurance companies in cities and villages,

No. 74, S.,

A bill to authorize certain life insurance companies to transact the business of personal, accident and health insurance,

No. 219, S.,

A bill to amend section 1966—25 and 1966—27 of the statutes of 1898, relating to casualty, credit, title and surety insurance,

No. 334, S.,

A bill adding a section to be numbered 2172a of the statutes of 1898, relating to election by widow.

And has concurred in

No. 56, A.,

A bill to amend section 1, of chapter 251, of the laws of 1899, as amended by chapter 107, of the laws of 1901, regulating the issuance of warehouse certificates in certain cases,

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs or assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay,

No. 198, A.,

A bill authorizing counties and towns to pay bounties for killing rattlesnakes,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities and to enter into contract for doing the same,

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers,

With an amendment as follows:

Amend No. 80, A., by striking out the word "January" where it occurs in section 2 and insert in lieu thereof the word "April."

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids,

With an amendment as follows:

1. Amend the title of the bill by adding after the word "acids" the words "and cities of the first class to provide additional fire extinguishing apparatus."

2. Amend further by adding at the end of section 1, the words "and for all cities of the first class, by ordinance, to provide buildings with a sufficient number of automatic stream and distributing nozzles, such buildings and the number of nozzles to be determined by the chief of the fire department and building inspector of such cities."

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate requests the assembly to return to the senate

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers.

SENATE MESSAGES CONSIDERED.

Jt. Res. No. 23, S.,

Was adopted.

Bill No. 80, A., was

Ordered returned to the senate.

Bill No. 315, A., was

Referred to the calendar.

Bills Nos. 35, S., 74, S., and 219, S.,

Read first and second times, and

Referred to the committee on Finance, Banks and Insurance

Bill No. 334, S.,

Read first and second times, and

Referred to committee on Judiciary.

BILLS READY FOR A THIRD READING.

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto, and for the payment of certain expenses incident thereto,

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

No. 395, A.,

A bill to amend chapter 66 of the Wisconsin statutes of 1898, relating to excise and sale of intoxicating liquors,

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages, Were severally each passed.

No. 276, A.,

A bill to reimburse the normal school fund and fund income for certain money lost on a special loan to the Eau Claire light guard company to provide an armory,

The ayes and noes being required, bill No. 276, A., was passed: Ayes, 77; noes, none; absent or not voting, 23.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kehrein, Kimball, La Du, Lane, Leroy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Wallrich, Waterman, Westfahl, Whicson, Willott and Mr. Speaker—77.

Noes—None.

Absent or not voting—Messrs. Benson, Braddock, Carberry, Chandler, Frear, Fridd, Hartung, Johnson F., Johnstone, Karel, Kern, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Szymarek, Valentine, Verbeck, White and Williams—23.

Amendment to title offered by committee on Bills on their Third Reading.

Adopted.

No. 584, A.,

A bill to amend sections 554 and 1072a of the Wisconsin statutes of 1898, relating to the school fund income and its distribution.

The ayes and noes being required, bill No. 584, A., was passed: Ayes, 68, noes, 10; absent or not voting, 22.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Finnegan, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins,

Irvine, Johnson Henry, Johnson Thos., Kehrein, Kimball, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Tarrell, Terens, Thiessenhusen, Thompson, Titlin, Valentine, Wallrich, Waterman, Westfahl, Whitson, Willott and Mr. Speaker—68.

Noes—Messrs. Coffland, Evans D., Jr., Evans E. W., La Du, Lane, Morgan, Morris, Peterson, Strong and Thoreson—10.

Absent or not voting—Messrs. Benson, Braddock, Carberry, Chandler, Frear, Fridd, Hartung, Johnson F., Johnstone, Karel, Kern, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Szymarek, Verbeck, White and Williams—22.

No. 520, A.,

A bill to amend section 3913, of the Wisconsin statutes of 1898, relating to the appraisal of real estate for sale in county courts.

Passed.

Amendment to title offered by the committee on Judiciary.

Adopted.

No. 143, S.,

A bill to authorize the city of Eau Claire to build and maintain a dam across the Chippewa river in the city of Eau Claire,

No. 201, S.,

A bill to amend section 1 of chapter 347, laws of 1901, relating to the legal qualifications for kindergarten teachers in Wisconsin,

Were severally each concurred in.

No. 165, S.,

A bill to amend subsection 2 of section 1038, of the statutes of 1898, relating to property exempt from taxation,

The ayes and noes being required, bill No. 165, S., was concurred in: Ayes, 74; noes, none; absent or not voting, 26.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Gilman, Haderer, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kehrein, Kimball, La Du, Lane, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Timlin, Wallrich, Waterman, Westfahl, Whitson, Willott and Mr. Speaker—74.

Noes—None.

Absent or not voting—Messrs. Benson, Braddock, Carberry, Chandler, Frear, Fridd, Hamm, Hartung, Johnson F., Johnstone, Karel, Kern, Kinney, Koch, Lang, Le Roy, Osborn,

Price, Reed, Rupp, Smalley, Szymarek, Valentine, Verbeck, White and Williams—26.

No. 344, S.,

A bill to amend section 1 of chapter 415, of the laws of Wisconsin for the year 1901, relating to exemption of park lands from taxation,

The ayes and noes being required, bill No. 344, S., was concurred in: Ayes, 60; noes, 12; absent or not voting, 28.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartzén, Becker, Bradford, Breitwisch, Cady, Carpenter, Coffland, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans E. W., Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Johnson Henry, Johnson Thos., Kehrein, Kimball, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morris, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Westfahl, Whitson and Willott—60.

Noes—Messrs. Andrew, Bartlett, Beedle, Brittan, Cosgrove, Finnegan, Hodgins, Irvine, Morgan, Peterson, Valentine, Wallrich and Mr. Speaker—13.

Absent or not voting—Messrs. Benson, Braddock, Carberry, Chandler, Crowley, Evans D., Jr., Frear, Fridt, Hartung, Johnson F., Johnstone, Karel, Kern, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Smalley, Szymarek, Timlin, Verbeck, Waterman, White and Williams—27.

No. 248, S.,

A bill relating to school boards and common and high schools in cities of the first class, containing a population of 150,000.

On motion of Mr. Crowley,

Re-referred to the committee on Cities.

BILLS TO BE ORDERED TO A THIRD READING.

No. 29, S.,

A bill amending section 3, chapter 296, laws of 1899, and relating to the unexpended balance of the original appropriation to be added to the expenditure for the next ensuing year,

No. 343, S.,

A bill granting to the United States jurisdiction over certain lands in Marathon county,

Were severally each ordered to a third reading.

No. 193, S.,

A bill to legalize the bonds and other obligations for the payment of money of certain cities not authorized by a vote of the people.

Amendment offered by the committee on Judiciary in its report of March 28 was adopted, and bill, as amended, was Ordered to a third reading.

BILLS TO BE ORDERED TO ENGROSSMENT AND
A THIRD READING.

No. 152, A.,

A bill to authorize cities in the state of Wisconsin to punish persons who engage in fighting or affrays, or in assaults, or use of abusive, or obscene language.

[Ordered engrossed and read a third time.

No. 230, A.,

A bill to define how expenses and maintenance of certain dependent inmates shall be paid, and to authorize the state board of control to correct errors therein.

Amendment in the form of a substitute offered by the committee on Charitable and Penal Institutions in its report of March 25, was adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 235, A.,

A bill to repeal chapter 96 of the general laws of Wisconsin for the year 1893, entitled, An act to authorize J. D. Ross and W. C. Silverthorn, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in township number twenty-eight (28) north, range seven (7) east, in Marathon county, Wisconsin, and to grant said right to J. D. Ross, Charles J. Winton and E. W. Brooks.

Amendment in the form of a substitute offered by the committee on Lumber and Mining in its report of March 25, was adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 236, A.,

A bill to authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in township thirty-two (32) and thirty-three (33) north, range six (6) east, in Lincoln county

Amendment in the form of a substitute offered by the committee on Lumber and Mining in its report of March 25 was adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 540, A.,

A bill to amend section 1042b of the Wisconsin statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter

Amendment offered by committee on Assessment and Collection of Taxes in its report of March 28 was adopted, and bill as amended, was

Ordered engrossed and read a third time.

No. 7, A.

A bill to amend section 1038 of chapter 48, Wisconsin statutes, relating to the exemption of property from assessment and taxation,

No. 171, A.,

A bill to amend section 1056 of chapter 48 of the Wisconsin statutes of 1898, relating to the assessment of taxes,

No. 314, A.,

A bill to amend subdivision 2 of section 946, of the Wisconsin statutes of 1898, relating to voting municipal aid to railroad companies,

No. 452, A.,

A bill declaring the validity and legality of certain municipal bonds heretofore issued for purposes of any lawful public improvement, and declaring the validity of certain municipal indebtedness heretofore created by any city of the second, third or fourth class in the state of Wisconsin,

No. 524, A.,

A bill to amend section 609 of the Wisconsin statutes of 1898, as amended by chapter 228, laws of 1899, relating to arrests and offenses on premises on certain state institutions and to give police authority thereon to certain persons,

No. 547, A.,

A bill authorizing the state treasurer to pay to Eau Claire county nine hundred seventy-five and 33-100 dollars (\$975.33) taxes for the years 1897 and 1898, assessed against lots 1, 2, 3, 4 and 5, block 2, Eau Claire Lumber company's tenth addition to the city of Eau Claire.

On motion of Mr. Strong, were severally each indefinitely postponed at one time.

No. 562, A.,

A bill to amend subdivision 1, section 752, of the Wisconsin statutes of 1898, relating to the duties of district attorneys.

Mr. Strong moved to lay bill No. 562, A., on the table.

The ayes and noes being demanded, it was decided in the negative: Ayes, 24; noes, 48; absent or not voting, 28.

The vote was as follows:

Ayes—Messrs. Andrew, Bartlett, Breitwisch, Cosgrove, Dahl, Dinsdale, Doolittle, Dudgeon, Ekern, Gilman, Hamm, Holgins, Irvine, Johnson, Henry, Johnson, Thos., Lane, Lcebs, Morris, Root, Slade, Smelker, Stevens, Strong and Thoreson—24.

Noes—Messrs. Arneman, Barker, Bartzen, Becker, Beedle, Bradford, Brittan, Cady, Carpenter, Coffland, Cowling, Crowley, Dixon, Donald, Douglas, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Haderer, Hannifin, Hassa, Kehrein, La Du, Le Roy, Lord, Martin, Miller, Moldenhauer, Morgan,

Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Sidler, Smith A. E., Tarrel, Terens, Thiessenhusen, Thompson, Timlin, Wallrich, Westfahl, Willott and Mr. Speaker—48.

Absent or not voting—Messrs. Ainsworth, Benson, Braddock, Carberry, Chandler, Frear, Fridd, Hartung, Johnson F., Johnstone, Karel, Kern, Kimball, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Smalley, Smith C. H., Szymarek, Valentine, Verbeck, Waterman, White, Whitson and Williams—28.

The question then being, Shall bill No. 562, A., be indefinitely postponed?

The ayes and noes being demanded, bill No. 562, A., was indefinitely postponed: Ayes, 39; noes, 34; absent or not voting, 27.

The vote was as follows:

Ayes—Messrs. Andrew, Barker, Bartlett, Beedle, Breitwisch, Cosgrove, Dahl, Dinsdale, Doolittle, Dudgeon, Ekern, Gilman, Hamm, Hannifin, Hodgins, Irvine, Johnson Henry, Johnson Thos., Lane, Loeb, Miller, Moldenhauer, Morris, Peterson, Potter, Rankl, Root, Sidler, Slade, Smelker, Stevens, Strong, Thiessenhusen, Thoreson, Thompson, Valentine, Waterman, Westfahl, Willott and Mr. Speaker—39.

Noes—Messrs. Arneman, Bartzen, Becker, Bradford, Brittan, Cady, Carpenter, Coffland, Cowling, Crowley, Dixon, Donald, Douglas, Evans D., Jr., Evans E. W., Finnegan, Fritzke, Haderer, Hassa, Kehrein, La Du, Leroy, Lord, Martin, Morgan, Rakow, Ray, Reynolds, Smith A. E., Tarrell, Terens, Timlin and Wallrich—34.

Absent or not voting—Messrs. Ainsworth, Benson, Braddock, Carberry, Chandier, Frear, Fridd, Hartung, Johnson F., Johnstone, Karel, Kern, Kimball, Kinney, Koch, Lang, Osborn, Price, Reed, Rupp, Smalley, Smith C. H., Szymarek, Verbeck, White, Whitson and Williams—27.

ADJOURNMENT

On motion of E. W. Evans,
The assembly adjourned.

TUESDAY, MARCH 31, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. B. B. Bigler offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzén, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Terens, Thiessenhusen, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, Whitson, Williams Willott and Mr. Speaker—85.

Absent—Messrs. Benson, Braddock, Carberry, Chandler, Fridd, Johnson F., Kern, Koch, Osborn, Price, Reed, Rupp, Szymarek, Thoreson and White—15.

Absent with leave—Messrs. Benson, Braddock, Chandler, White and Williams.

LEAVE OF ABSENCE

Was granted

To Mr. Thompson for April 1.

CORRECTIONS TO THE JOURNAL.

The journal of March 30 was corrected so as to show that Mr. Bartlett voted "no" on the question of concurrence in bill No. 344, S.

41—A. J.

LETTERS, PETITIONS, ETC.

By Mr. Breitwisch:

Pet. No. 191, A.,

Petition from the merchants of Milwaukee, in favor of the passage of bill No. 13, S., and bill No. 92, A., being a proposed amendment to the exemption laws.

To committee on Judiciary.

By Mr. Willott, Jr.:

Pet. No. 192, A.,

Petition of Harry Gilbertson and others, in favor of passage of senate bill exempting credits.

To committee on Assessment and Collection of Taxes.

By Mr. Karel:

Pet. No. 193, A.,

Petition to the assembly by the shippers of the city of Keewaunee, relating to bill No. 623, A.

To committee on Railroads.

By Mr. Peterson:

Pet. No. 194, A.,

Petition from forty business men from the city of Waupaca, in favor of the ten per cent. garnishment bill, known as bill No. 92, A.

To committee on Judiciary.

By Mr. Bartzen:

Pet. No. 195, A.,

Petition of the manufacturers and shippers of Sheboygan, against the passage of No. 623, A., to regulate railroad freights.

To committee on Railroads.

By Mr. Finnegan (by request):

Pet. No. 196, A.,

Petition of the Green Bay Business Men's association and thirty-one leading firms of manufacturers and jobbers of the city of Green Bay, protesting against the passage of No. 623, A.

To committee on Railroads.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 446, A.,

A bill to amend section 1679—1, chapter 356, laws of 1899, relating to negotiable instruments,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a

substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:
No. 632, A.,

A bill to amend section 927 of the statutes of 1898, relating to powers of villages and cities especially incorporated, and to amend sections 919a and 919d of the statutes of 1898, relating to the construction of sewers and drains in villages,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the words "To amend" where said words appear twice separately in the title of said bill and insert in lieu thereof in each case the words "Amendatory of." Further amend said bill by inserting at the end of line 2 of the printed bill the word "inclusive." Further amend said bill by inserting the word "inclusive" after the figures and letter "919m" in line 8 of section 1 of the printed bill.

And with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 67, S.,

A bill to change the method of selecting grand jurors and to provide for the attendance of a stenographic reporter at the sessions of grand juries, his oath, and a penalty for the violation thereof, and also amending section 2536 of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Amend substitute for No. 67, S., by inserting after the word "law," in line 2 of section 7 of the printed substitute bill, the words, "when ordered by the judge ordering such grand jury." Further amend said bill by inserting after the word "rendered," in the 12th line of said section 7 of the printed substitute bill, the words: "such sum as shall be audited and allowed by the court ordering said grand jury, not to exceed."

And with the recommendation that when so amended said bill be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 91, A.,

A bill to amend sub-division 2 of section 2704 of the Wisconsin statutes of 1898, relating to "qualifications of bail,"

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the words "To amend" where said words occur in the title of said bill and insert in lieu thereof the words "Amendatory of." Further amend said bill by striking out the word "Wisconsin" where said word appears in the title of said bill. Further amend said bill by striking out the word "Wisconsin" where said word occurs in the second line of section 1 of said bill. Further amend said bill by striking out the word "section" where said word appears in the first line of section 2 of the printed bill and before the figure "2." Further amend said bill by striking out the figure "3" where said figure appears in the first line of section 3 of the printed bill and insert in lieu thereof the figure "2."

And with the recommendation that when so amended said bill do pass

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 58, A.,

A bill to amend section 3976 of the Wisconsin statutes of 1898, relating to the appointment of guardians for insane persons,

No. 136, A.,

A bill to amend section 2439 of the Wisconsin statutes of 1898, relative to duties and fees of reporters,

No. 269, A.,

A bill to amend section 1691 of the Wisconsin statutes of 1898, relating to chattel loans,

No. 270, A.,

A bill to amend section 2313, of the Wisconsin statutes of 1898, relating to chattel mortgages,

No. 281, A.,

A bill relating to foreclosure sales and amendatory of section 3162 of the statutes of 1898,

No. 313, A.,

A bill to amend section 1863a of the Wisconsin statutes of 1898 as amended by chapter 306 of the laws of Wisconsin for the year 1899, as amended by chapter 465 of the laws of Wisconsin for the year 1901, relating to the condemnation of lands,

No. 331, A.,

A bill to amend section 694a of the Wisconsin statutes of 1898, as amended by chapter 217 of the laws of 1901, relating to sheriff's salary,

No. 404, A.,

A bill to amend section 2619 of the Wisconsin statutes of 1898, relating to actions for injuries to real property without the state,

Mr. Morris dissents from the report of the committee on bill No. 404, A.

No. 447, A.,

A bill to amend section 1680k, of chapter 356, laws of 1899, relating to negotiable instruments,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be each severally indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 639, A.,

A bill to amend subsection 118, section 925, chapter 40a, laws of 1898, to be designated subsection 118a, authorizing the board of education in cities of the third class to have charge of erecting school buildings in such cities,

No. 640, A.,

A bill to authorize Edward Bradley and Wallace G. Collins, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in sections three (3) and ten (10), township thirty-three (33) north, range six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 639, A., and 640, A., were severally each referred to the committee on Bills on their Third Reading.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in,

Jt. Res. No. 24, S.,

To authorize the committee appointed in the coal investigation be permitted to introduce a bill.

And has concurred in

Jt. Res. No. 22, A.,

Adding Hon. M. S. Dudgeon and Hon. George P. Miller to committee on arrangements for reception of President Roosevelt.

No. 645, A.,

A bill to provide for certain repairs upon and the improvement of the capitol building of the state and making an appropriation therefor.

SENATE MESSAGES CONSIDERED.

Jt. Res. No. 24, S., was

Referred to the calendar.

On motion of Mr. Wallrich,

Action on senate amendment to bill No. 80, A., was

Deferred until April 1.

Mr Coffland offered an amendment to the senate amendment to No. 97, A.,

A bill to provide for party nominations by direct vote,

As follows:

Amend senate amendment to bill 97, A., so as to read as follows:

Insert a new section to be numbered, and to read as follows:

Section 26. At the general election held in 1904, there shall be submitted to the electors, to be voted upon for ratification or rejection the following question: Shall the provisions of chapter (insert on the ballot the number of chapter) of laws of 1903, relating to the nomination of candidate for elective state officers, except state superintendent of public instruction), United States senators, representatives in congress, state senators, members of the assembly, county and city officers by direct vote be adopted? The submission of the question to the people and the canvass and return of the vote thereon, shall be made in the manner now provided by law, for the submission and of the vote upon a constitutional amendment.

Section 26 of the bill shall be renumbered as section 27.

Section 27 of the bill shall be renumbered and amended so as to read as follows:

Section 28. This act shall take effect and be in force from and after its passage, publication and ratification by the people at the general election to be held in 1904.

The ayes and noes being demanded, the amendment to the senate amendment was rejected: Ayes, 22; noes, 65; absent or not voting, 13.

The vote was as follows:

Ayes—Messrs. Arneman, Bartzen, Becker, Coffland, Crowlev, Evans E. W., Fritzke, Haderer, Hassa, Johnstone,

Karel, Kehrein, La Du, Martin, Rakow, Reynolds, Smith A. E., Smith C. H., Terens, Thompson, Timlin and Willott—22.

Noes—Messrs. Ainsworth, Andrew, Barker, Bartlett, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Cosgrove, Cowling, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evars D., Jr., Finnegan, Frear, Gilman, Hamm, Hannifin, Hartung, Hodgins, Irvine, Johnson Henry, Johnson Thos., Kimball, Kinney, Lang, Lane, Le Roy, Loebs, Lord, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rankl, Ray, Root, Sidler, Slade, Smalley, Smelker, Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, Whitson, Williams and Mr. Speaker—65.

Absent or not voting—Messrs. Benson, Braddock, Carberry, Chandler, Fridd, Johnson F., Kern, Koch, Price, Reed, Rupp, Szymarek and White—13.

The question then was upon the adoption of the following amendment offered by the senate to sections 26, 27 and 28:

Insert a new section to be numbered 'and to read as follows:

Section 26. At the general election of 1904, there shall be submitted to the electors to be voted upon for ratification or rejection the following question:

"Shall the provisions of chapter (Insert on the ballot the number of the chapter) of the laws of 1903, relating to the nomination of candidates for elective state offices, except the state superintendent, representatives in congress, state senators and members of the assembly by direct vote, be adopted?"

The submission of the question to the people and the canvass and return of the vote thereon shall be made in the manner now provided by law for the submission of and the vote upon a constitutional amendment.

Section 26 of the bill shall be renumbered as section 27.

Section 27 of the bill shall be renumbered and amended so as to read as follows:

Section 28. This act shall take effect and be in force from and after its passage and publication, in so far as it relates to nominations for elective city and county officers, and from and after its ratification by the people in so far as it relates to the nomination of candidates for elective state officers, representatives in congress, state senators and members of assembly.

The ayes and noes being demanded, the senate amendment to sections 26, 27 and 28 was non-concurred in: Ayes, 12; noes, 74; absent or not voting, 12; paired, 2.

The vote was as follows:

• Ayes—Messrs. Hartung, Johnstone, Osborn, Ray, Reynolds, Sidler, Slade, Thiessenhusen, Thompson, Valentine, Wallrich and Willott—12.

Noes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl,

Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson Henry, Johnson Thos., Karel, Kehrein, Kimball, Kinney, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Peterson, Potter, Rakow, Rankl, Root, Smalley, Smelker, Smith C. H., Stevens, Strong, Tarrell, Terens, Thoreson, Timlin, Verbeck, Waterman, Westfahl, Whitson, Williams and Mr. Speaker—74.

Absent or not voting—Messrs. Benson, Carberry, Chandler, Fridd, Johnson F., Kern, Koch, Price, Reed, Rupp, Szymarek and White—12.

A. E. Smith, for, was paired with Mr. Braddock against, the amendment.

The question then was upon the adoption of the following senate amendments to sections 4, 5, 7 and 8:

Amend subdivision 2 of section 4, to read as follows: "Upon receipt of such notice, such county clerk shall, not less than ten days thereafter, publish so much thereof as may be applicable to his county, once in each week for six consecutive weeks in at least two and not to exceed four, newspapers of general circulation published in said county."

Amend subdivision c of section 5 to read as follows: "If for an office representing less than a congressional district in area, or a county office, by at least three per cent. of the party vote in at least one-sixth of the election precincts of such districts, and in the aggregate not less than three per cent. of the total vote of his party in such district."

Amend section 7 by striking out said section and inserting in lieu thereof the following as section 7:

Section 7. At least twenty-five days before any primary preceding a general election, the secretary of state shall transmit to each county clerk a certified list containing the name and post office address of each person for whom nomination papers have been filed in his office and entitled to be voted for at such primary, together with a designation of the office for which he is a candidate, and the party or principle he represents. Such clerk shall forthwith, upon receipt thereof, publish under the proper party designation, the title of each office, the names and address of all persons for whom nomination papers have been filed, giving the name and address of each, the date of primary, the hours during which the polls will be open, and that the primary will be held at the regular polling places in each precinct. It shall be the duty of the county clerk to publish such notice for three consecutive weeks prior to said primary. Such clerk shall also forthwith mail copies of such notices to each town, village and city clerk of his county, who shall immediately post copies of the same in at least three public places in each precinct in his town, village or

city, designating therein the location of the polling booths in each election precinct.

Amend section 8 by striking out said section and inserting in lieu thereof the following, as section 8:

Section 8. "Every publication required in this act shall be made in at least two, and not to exceed four, newspapers of general circulation in such county or city. One such newspapers shall represent the political party that cast the largest vote in such county or city at the preceding general election, and one of such newspapers shall represent the political party that cast the next largest vote in such county or city at the preceding general election. In any case where the publication of a notice cannot be made as hereinbefore required, it may be made in any newspaper having a general circulation in the county or city in which the notice is required to be published."

Which amendments were adopted.

The senate amendment to

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids,

Was concurred in.

BILLS READY FOR A THIRD READING.

No. 43, A.,

A bill to provide a contingent fund for the prevention of bubonic plague, Asiatic cholera and other dangerous and contagious diseases, and providing for an appropriation.

The ayes and noes being required, bill No. 43, A., was passed: Ayes, 71; noes, 9; absent or not voting, 20.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, La Du, Lang, Lane, Le Roy, Loeb, Lord, Martin, Miller, Moldenhauer, Morris, Osborn, Peterson, Potter, Ray, Reynolds, Root, Sidler, Slade, Smelker, Stevens, Strong, Tarrall, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Wallrich, Westfahl, Whitson, Willott and Mr. Speaker—71.

Noes—Messrs. Coffland, Evans D., Jr., Evans E. W., Morgan, Rakow, Smith C. H., Terens, Verbeck and Williams—9.

Absent or not voting—Messrs. Barker, Benson, Braddock, Carberry, Chandler, Fridd, Hartung, Johnson F., Johnson Henry, Kern, Koch, Price, Rankl, Reed, Rupp, Smalley, Smith A. E., Szymarek, Waterman and White—20.

No. 347, A.,

A bill to amend section 160a, 160b, 160d and 160e of the Wisconsin statutes of 1898, relating to state depositories, and regulating the deposit of public moneys therein,

No. 620, A.,

A bill to detach certain territory from the town of Lawrence in Gates county, and to create the town of Hawkins, to provide for town meetings therein and for final settlement between said towns,

Were severally each passed.

No. 29, S.,

A bill amending section 3, chapter 296, laws of 1899, and relating to the unexpended balance of the original appropriation to be added to the expenditure for the next ensuing year,

No. 343, S.,

A bill granting to the United States jurisdiction over certain lands in Marathon county,

Were severally each concurred in.

No. 193, S.,

A bill to legalize the bonds and other obligations for the payment of money of certain cities not authorized by a vote of the people,

The ayes and noes being demanded, bill No. 193, S., was concurred in: Ayes, 76; noes, 4; absent or not voting, 20.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cady, Carpenter, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Finnegan, Frear, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Johnson Thos., Johnstone, Karel, Kehrein, Kimball, Kinney, La Du, Lang, Lahe, Le Roy, Loebs, Lord, Martin, Moldenhauer, Morgan, Morris, Osborn, Peterson, Rakow, Rankl, Ray, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Terens, Thiessenhusen, Thoreson, Timlin, Valentin, Verbeck, Wallrich, Westfahl, Whitson, Williams, Willott and Mr. Speaker—76.

Noes—Messrs. Evans D., Jr., Johnson Henry, Tarrell and Thompson—4.

Absent or not voting—Messrs. Andrew, Benson, Biaddock, Carberry, Chandler, Evans E. W., Fridd, Irvine, Johnson F., Kern, Koch, Miller, Potter, Price, Reed, Rupp, Smalley, Szymarek, Waterman and White—20.

BILLS TO BE ORDERED TO A THIRD READING.

No. 345, S.,

A bill to authorize O. E. Pederson and L. E. McGill and assigns, to build and maintain a dam across the Flambeau river, in the county of Gates, Wisconsin.

Ordered to a third reading.

No. 227, A.,

A bill to authorize Bo L. Anderson and Ole Christianson, their heirs or assigns, to construct and maintain a pier or dock in the waters of Jackson harbor.

Ordered engrossed and read a third time.

No. 234, A.,

A bill to authorize Charles J. Winton, his heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirty-two (32) and thirty-three (33) in township twenty-six (26) north, range eight (8) east, in Marathon county.

Amendment in the form of a substitute offered by the committee on Lumber and Mining in its report of March 25, was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 239, A.,

A bill to authorize G. D. Jones and Neal Brown, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirteen (13) and fourteen (14) in township-thirty (30), north, range seven (7) east, in Marathon county.

Amendment in the form of a substitute offered by the committee on Lumber and Mining in its report of March 25, was adopted, and the bill, as amended,

Ordered engrossed and read a third time.

No. 428, A.,

A bill to authorize A. C. Weber, his heirs, associates or assigns, to build and maintain a dam across the Red river, in Shawano county, Wisconsin.

Amendment offered by committee on Lumber and Mining in its report of March 30 was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 442, A.,

A bill to establish a hygienic laboratory in connection with the bacteriological department of the state university for the use of the state board of health, and to provide for an appropriation,

On motion of Mr. Osborn,

Re-referred to the committee on Claims.

No. 531, A.,

A bill to prohibit political lobbyists from attempting to personally influence the votes of members of the legislature, the votes of individual electors for nominees or for candidates for the nomination for any elective office; the appointment or discharge of any appointive officer, and from receiving or soliciting money from corporations and other sources for personal uses in return for influence for or against any nominee or any candidate for the nomination for any elective office,

On motion of Mr. Barker,

Made a special order for 11 o'clock a. m., April 9.

No. 104, A.,

A bill to amend sections 1941—24 and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations,

On motion of Mr. Frear,

Laid over until April 9.

No. 464, A.,

A bill requiring town, city and village physicians in towns, cities and villages wherein there is operated a water works system, to analyze the water and make a monthly report thereof.

Indefinitely postponed.

ADJOURNMENT.

On motion of Mr. Morris,

The assembly adjourned.

WEDNESDAY, APRIL 1, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Charles Schneider offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedie, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Thos.; Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Terrell, Terens, Thiessenhusen, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfabl, White, Whitson, Williams, Willott and Mr. Speaker—94.

Absent—Messrs. Braddock, Frear, Hartung, Johnson Henry, Price and Thompson—6.

Absent with leave—Messrs. Braddock, Price and Thompson.

CORRECTIONS TO THE JOURNAL.

The journal of March 31 was approved.

LETTERS, PETITIONS, ETC.

By Mr. E. W. Evans:

Pet. No. 197, A.,

Petition signed by Webb and Schwekes and eleven other manufacturers and business men of Reedsburg, Wis., against the passage of No. 623, A.

To committee on Railroads.

By Mr. Whitson:

Pet. No. 198, A.,

Petition of F. G. Stark and others, opposing the passage of No. 623, A.

To committee on Railroads.

By Mr. Smalley:

Pet. No. 199, A.,

Petition of W. F. Cordts and other citizens of Platteville, relative to the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Martin:

Pet. No. 200, A.,

Petition from the manufacturers and shippers of DePere against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. White:

Pet. No. 201, A.,

Petition of I. B. Humphrey and others, for the passage of the bill making an appropriation to the Wisconsin agricultural experiment station, to be used in growing tobacco.

To committee on Agriculture.

By Mr. Valentine:

Pet. No. 202, A.,

Petition of R. E. Tipple and other tobacco growers, for the passage of the bill making an appropriation to the Wisconsin experimental station to be used in growing tobacco, etc.

To committee on Agriculture.

By Mr. Valentine:

Pet. No. 203, A.,

Petition of George I. Schuster and other tobacco dealers of Milwaukee, for the passage of the bill making an appropriation to the Wisconsin experiment station, to be used in growing tobacco, etc.

To committee on Agriculture.

By Mr. Valentine:

Pet. No. 204, A.,

Petition of Lewis Eggum and sixty-one others in favor of the passage of No. 551, A., making an appropriation to the Wisconsin agricultural experiment station to be used in growing suitable varieties of tobacco seed for free distribution to the tobacco growers of the state and for making experiments in growing and curing tobacco.

To committee on Agriculture.

By Mr. La Du:

Pet. No. 205, A.,

Petition from the citizens of Mosinee and vicinity, asking for the passage of bill No. 44, S.

To committee on Education.

By Mr. Franklin Johnson:

Pet. No. 206, A.,

Petition signed by various persons residing in Sauk City and vicinity, for a law in favor of the spring shooting of ducks.

To committee on Fish and Game.

By Mr. Willott, Jr.:

Pet. No. 207, A.,

Petition of Mayor Rahr, Thos. E. Torrison and seventy-eight other citizens of Manitowoc, for the senate bill exempting credits.

To committee on Assessment and Collection of Taxes.

By Mr. Dudgeon:

Pet. No. 208, A.,

Petition of John K. McAdams and one hundred and sixty-five others, in favor of bill No. 326, S., relating to weight of steam engines on public roads.

To committee on Roads and Bridges.

By Mr. Waterman:

Pet. No. 209, A.,

Petition to H. W. Waterman, against passage of bill No. 623, A., from Cudahy Bros. and others.

To committee on Railroads.

RESOLUTIONS INTRODUCED.

By Mr. Lang:

Jt. Res. No. 23, A.,

Joint resolution for providing new flag for dome of capitol before President Roosevelt's visit.

Adopted.

By Mr. Lang:

Res. No. 31, A.,

Resolution authorizing printing of additional copies of bill No. 418, A.

Adopted.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 94, S.,

A bill to authorize the attorney general to institute suit relative to school lands in Indian reservations.

Has had said bill under consideration, and has unanimously instructed me to report the same back with the recommendation that it be concurred in.

No. 56, S.,

A bill to authorize certain corporations organized under the laws of this or any other state to consolidate with certain corporations organized under the laws of this state,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that said bill be concurred in.

Mr. Douglas, Mr. Cady and Mr. Carpenter dissent from the report of the committee upon bill No. 56, S.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 46, S.,

A bill validating contracts made and executed with municipal corporations by a foreign corporation before complying with the provisions of section 1770b of the statutes of 1898, and acts amendatory thereof,

Has had said bill under consideration, and has instructed me to report the same back with an amendment, as follows:

Amend bill No. 46, S., by adding at the end of section 1 thereof the following: "Provided this act shall not apply to any franchise or the extension of any franchise granted to any street railway, electric lighting, gas or water works company, or any other public service corporation, nor to any contracts relating to such franchise or extension."

And with the recommendation that when so amended said bill be concurred in.

Mr. Ekern and Mr. Cady dissent from the report of the committee.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 500, A.,

A bill to create a municipal court in the county of Dunn, and city of Memominee,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute be adopted, and that when so amended said bill do pass. (Substitute hereto attached.)

FRANK A. CADY,
Chairman.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 430, A.,

A bill to make it unlawful for fire insurance companies doing business in this state, their officers, agents or employees, to make or enter into any combination or agreement relating to the rates to be charged for insurance, the amount of commissions to be allowed agents for procuring the same, or the manner of transacting fire insurance within this state,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

No. 233, S.

A bill to amend section 1941—13 of the statutes of 1898, relating to mutual insurance companies in cities and villages,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 35, S.,

A bill to amend section 1941—5 of the statutes of 1898, as amended by chapter 69 of the laws of 1901, relating to mutual insurance companies in cities and villages,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be non-concurred in.

No. 307, S.,

A bill relating to city and village mutual fire insurance companies, and adding a new section to be known as section 1941—1a of the statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with an amendment.

Amend as follows:

Strike out line eight of the printed bill.

And with the recommendation that as amended the bill be concurred in.

No. 74, S.,

A bill to authorize certain life insurance companies to transact the business of personal, accident and health insurance,

No. 219, S.,

A bill to amend section 1966—25 and 1966—27 of the statutes of 1898, relating to casualty, credit, title and surety insurance,

Has had same under consideration, and has instructed me to report the same back with the recommendation that they be severally non-concurred in.

N. E. LANE,
Chairman.

The committee on Cities, to whom was referred:

No. 176, A.,

A bill to repeal a portion of section 925—46a of the Wisconsin statutes of 1898, relating to cities under general law,

No. 295, A.,

A bill to amend section 925—461a of the Wisconsin statutes of 1898, relating to the advertising and publication of council proceedings, etc., in cities,

No. 463, A.,

A bill to confer further power on cities in relation to the selection of boards of education,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be indefinitely postponed.

GEO. H. RAY,
Chairman.

The committee on Legislative Expenditures, to whom was referred:

No. 32, S.,

A bill to amend sections 316 and 317 of the statutes of 1898, relating to printing of journals, bills, joint resolutions and memorials,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the bill be concurred in.

THOMAS JOHNSON,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 152, A.,

A bill to authorize all cities in the state of Wisconsin to punish persons who engage in fighting or affrays, or in assaults or use of abusive or obscene language,

No. 227, A.,

A bill to authorize Bo. L. Anderson and O. Christianson, their heirs or assigns, to construct and maintain a pier or dock in the waters of Jackson harbor,

No. 230, A.,

A bill relating to charges against counties on account of the support of persons committed to the Wisconsin Home for Feeble Minded, and to provide the procedure to correct mistakes in such charges,

No. 234, A.,

A bill to authorize C. J. Winton, his heirs, associates and assigns to build and maintain a dam across the Wisconsin river in sections thirty-two (32) and thirty-three (33) in township twenty-six (26) north, range seven (7) east in Marathon county for the purpose of improving the navigation of said river and creating hydraulic and electric power and transmitting and using the same,

No. 235, A.,

A bill to repeal chapter 96 of the general laws of Wisconsin for the year 1893, entitled, An act to authorize J. D. Ross and W. C. Silverthorn, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in township twenty-eight (28) north, range seven (7) east, in Marathon county, Wisconsin, and to grant said right to build a dam to J. D. Ross, Charles J. Winton and E. W. Brooks for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

No. 236, A.,

A bill to authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in section nineteen (19), twenty (20), twenty-nine (29), thirty (30) and thirty-one (31), township thirty-three (33), north, range six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

No. 239, A.,

A bill to authorize G. D. Jones and Neal Brown, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirteen (13) or fourteen (14), in township thirty (30) north, range seven (7), east, in Marathon county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

No. 428, A.,

A bill to authorize A. C. Weber, his heirs, associates or assigns, to build and maintain a dam across the Red river, in Shawano county, Wisconsin.

No. 540, A.,

A bill to amend section 1042b of the statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills No. 152, A., 227, A., 230, A., 234, A., 235, A., 236, A., 239, A., 428, A., and 540, A., were severally each referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 639, A.,

A bill to amend subsection 118, section 925, chapter 40a, laws of 1898, to be designated subsection 118a, authorizing the board of education in cities of the third class to have charge of erecting school buildings in such cities,

No. 640, A.,

A bill to authorize Edward Bradley and Wallace G. Collins, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in sections three (3) and ten (10), township thirty three (33) north, range six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

Has examined the same, and with verbal changes report them back as correct.

Your committee propose the following amendment to the title to bill No. 639, A.:

Amend title by striking out the word "laws" where it appears in the first line and substitute in lieu thereof the words "of the statutes."

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor,

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes.

And has refused to recede from its amendment to

No. 97, A.,

A bill to provide for party nominations by direct vote.

SENATE MESSAGE CONSIDERED.

Mr. Ray moved that the assembly adhere to its action on bill No. 97, A., and ask for a committee on conference,
Which motion prevailed.

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers.

The assembly refused to return bill No. 80, A., to the senate.
The senate amendment to bill No. 80, A., was concurred in.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 24, S.,

To authorize the committee appointed in the coal investigation be permitted to introduce a bill.

Concurred in.

BILLS READY FOR A THIRD READING.

No. 345, S.,

A bill to authorize O. E. Pederson and L. E. McGill, and assigns, to build and maintain a dam across the Flambeau river, in the county of Gates, Wisconsin.

Concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 67, S.,

A bill to change the method of selecting grand jurors in all counties of this state having a population of more than one hundred and fifty thousand inhabitants and to provide for the attendance of a stenographic reporter at the sessions of such grand juries.

Ordered to a third reading.

BILLS READY FOR ENGROSSMENT AND A THIRD
READING.

No. 91, A.,

A bill to amend sub-division two (2) of section 2704 of the Wisconsin statutes of 1898, relating to qualifications of bail.

Amendment offered by committee on Judiciary in its report of March 31 was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 275, A.,

A bill to amend section 406a of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income

Amendment offered by the committee on Claims, March 27, was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 549, A.,

A bill providing for the issuance of certificates to primary teachers in certain cases, without examination.

Amendment in the form of a substitute offered by the committee on Education.

Mr. Ainsworth offered the following amendment to the amendment:

Amend substitute for bill No. 549, A., by striking out the word "nine" where it occurs in the third line of said bill and insert in lieu thereof the word "eight."

Further amend said printed bill in line four, by adding the following words after the word "grade" where it appears in said line: "or of a countersigned high school diploma, which, under this act, shall be construed to mean the first grade certificate."

Amendment to the amendment adopted.

The substitute, as amended, adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 632, A.,

A bill to amend section 927 of the statutes of 1898, relating to powers of villages and cities especially incorporated, and to amend sections 919a and 919d of the statutes of 1898, relating to the construction of sewers and drains in villages.

Amendment offered by the committee on Judiciary in its report of March 31, was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 58, A.,

A bill to amend section 3976 of the Wisconsin statutes, relating to the appointment of guardians for insane persons.

On motion of Mr. Dahl,

Laid over until April 8.

No. 136, A.,

A bill to amend section 2439 of the Wisconsin statutes of 1898, relative to duties and fees of reporters,

No. 269, A.,

A bill to amend section 1691 of the Wisconsin statutes of 1898, relating to chattel loans,

No. 270, A.,

A bill to amend section 2313 of the Wisconsin statutes of 1898, relating to chattel mortgages,

No. 281, A.,

A bill relating to foreclosure sales and amendatory of section 3162 of the Wisconsin statutes of 1898,

No. 313, A.,

A bill to amend section 1863a of the Wisconsin statutes of 1898 as amended by chapter 306 of the laws of Wisconsin for the year 1899, as amended by chapter 465 of the laws of Wisconsin for the year 1901, relating to the condemnation of lands,

No. 331, A.,

A bill to amend section 694a of the Wisconsin statutes of 1898, as amended by chapter 217 of the laws of 1901, relating to sheriff's salary,

No. 404, A.,

A bill to amend section 2619 of the Wisconsin statutes of 1898, relating to actions for injuries to real property without the state,

No. 447, A.,

A bill to amend section 1680k, of chapter 356, laws of 1899, relating to negotiable instruments,

Were severally each indefinitely postponed.

MOTIONS CONSIDERED.

On motion of Mr. Karel,

Bill No. 376, A., was ordered recalled from the committee on Manufacturing, and returned to the clerk's desk and to the member introducing the same.

ADJOURNMENT.

On motion of Mr. Dudgeon,
The assembly adjourned.

THURSDAY, APRIL 2, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. Charles Schneider offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, LaDu, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Strong, Szymarek, Tarrell, Terens, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—93.

Absent—Messrs. Barker, Braddock, Frear, Hamm, Price, Smith A. E., and Timlin—7.

Absent with leave—Messrs. Braddock and Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Dixon, Hamm and Timlin for this session.

CORRECTIONS TO THE JOURNAL.

The journal of April 1 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Hodgins:

Pet. No. 210, A.,

Petition of sixty-one business men of the city of Kaukauna in favor of bill No. 13, S., and No. 92, A.

To committee on Judiciary.

By Mr. Osborn:

Pet. No. 211, A.,

Petition of shippers and citizens of Tomahawk Lake, Hazelhurst, Arbor Vitae and Rhinelander against the passage of bill No. 623, A., to establish a railroad commission.

To committee on Railroads.

By Mr. Le Roy:

Pet. No. 212, A.,

Petition of G. W. Hanley and other manufacturers of Marinette against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Beedle:

Pet. No. 213, A.,

Petition of eighty-two persons of Iola, Wis., favoring the passage of No. 623, A.

To committee on Railroads.

RESOLUTIONS INTRODUCED.

By Mr. Cowling:

Jt. Res. No. 24, A.,

Joint resolution to donate to city of Madison the flag which has heretofore flown from the dome of the capitol building.

Joint resolution to donate to the city of Madison the flag which has heretofore flown from the capitol building.

WHEREAS, The president of the United States, the Honorable Theodore Roosevelt, is expected to visit the city of Madison on April 3, 1903, therefore, be it

Resolved by the assembly, the senate concurring, That the state of Wisconsin donate to the city of Madison, the flag which has hitherto graced the dome of the state capitol building, in order that there may be at least a semblance of decoration on the part of said city of Madison in honor of the president's visit thereto.

Adopted.

BILLS INTRODUCED.

The committee on Judiciary asks leave to introduce

A bill, being a bill amendatory of section 2424 of the statutes of 1898, as amended by chapter 110, laws of 1901, as amended by chapter 299, laws of 1901, relating to the terms of court in the fifteenth judicial circuit of Wisconsin.

Said committee on Judiciary has fully considered said bill and has instructed me to report the same back with the recommendation that it do pass.

The committee on Judiciary also asks leave to introduce

A bill amendatory of section 4256 of the statutes of 1898, relating to the limitation of damages recoverable for death by wrongful act.

Your committee would report that said bill has not been considered by the committee. It is respectfully requested that said bill be referred back to the committee on Judiciary.

FRANK A. CADY,
Chairman.

Read first and second times and referred.

By committee on Judiciary:

No. 646, A.,

A bill amendatory of section 2424 of the statutes of 1898, as amended by chapter 110, laws of 1901, as amended by chapter 299, laws of 1901, relating to the terms of court in the fifteenth judicial circuit of Wisconsin.

To calendar.

By committee on Judiciary:

No. 647, A.,

A bill amendatory of section 4256 of the statutes of 1898, relating to the limitation of damages recoverable for death by wrongful act.

To committee on Judiciary.

By committee on Public Lands:

No. 648, A.,

A bill relating to the management and disposition of the public lands, and creating a department of state forestry, and amendatory of chapter 15 of the statutes of 1898, and especially of sections 207, 208, 209 and 210 of said statutes.

To committee on Claims.

By committee on Roads and Bridges:

No. 649, A.,

A bill authorizing the supervisors of the town of Fredonia, to discontinue a part of the state road, known as the Fond du

Lac road, which road is laid out from Port Washington, Ozaukee county, Wis., through said county, in a northwesterly direction, and into Washington county.

To committee on Roads and Bridges.

REPORTS OF COMMITTEES.

The committee on Cities, to whom was referred:

No. 248, S.,

A bill relating to school boards and common and high schools in cities of the first class, containing a population of 150,000,

No. 245, S.,

A bill to amend sub-chapter 7 of chapter 40a, of statutes of 1898, relating to the powers of the common council,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be concurred in.

No. 503, A.,

A bill authorizing cities of the first class, owning and operating a water works system, to apply the surplus earnings of said system to the construction and equipment of a municipal lighting plant and for other purposes,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Amend bill No. 503: in section 1 of said bill strike out the words "revised" and "of Wisconsin" in line 2.

Strike out the word "and" in line 3 and insert after the word "equipping" in line 4 the words "and maintaining a."

Also strike out of lines 4 and 5 the following words: "and after the completion and equipment of said plant the surplus earnings of said water works may be applied to such public works as may be deemed proper."

Amend the title to said bill No. 503, A., by striking out the word "and" in second line and insert after the word "equipment" the words "and maintenance." Also strike out after the word "plant" the words "and for other purposes."

And with the recommendation that when so amended the bill do pass.

GEO. H. RAY,
Chairman.

The committee on Cities, to whom was referred:

No. 478, A.,

A bill to amend chapter 265, laws of 1899, creating a pension fund for members of the police department in cities of the first class,

No. 479, A.,

A bill relating to the police force and fire department of cities of the first class,

No. 484, A.,

A bill to amend chapter 264, of the laws of 1899, creating a pension fund for members of the fire department in cities of the first class,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be indefinitely postponed.

GEORGE H. RAY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 565, A.,

A bill to amend sections nine, ten and fifteen of chapter ninety-six of the laws of 1891, and enacting a new section to said chapter ninety-six of the laws of 1891, to be known as section 7a, entitled: An act to create a municipal court in and for the county of Langlade,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 213, A.,

A bill to amend chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the Wisconsin statutes of 1898, relating to damages caused by defective highways,"

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

Your committee would ask leave to return

Pet. No. 173, A.,

Being the petition of Phillip A. Kalb and sixty-four others asking for the passage of original bill No. 213, A.,

And with the recommendation that said petition be placed on file in the office of the secretary of state.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 68, A.,

A bill relating to the registration and identification of criminals,

No. 132, A.,

A bill to permit the recovery of damages from the employer for injuries caused by the negligence of co-employees,

No. 310, A.,

A bill relating to the jurisdiction of justices of the peace in counties of this state wherein there is located a city containing a population of one hundred thousand or more,

No. 351, A.,

A bill to amend section 890, chapter 40, of the Wisconsin statutes of 1898, relating to village boards,

No. 365, A.,

A bill amending section 2608 of the Wisconsin statutes of 1898, relating to actions by married women,

No. 366, A.,

A bill amending section 2344 of the Wisconsin statutes of 1898, relating to the right of married women to transact business in their own names,

No. 367, A.,

A bill amending section 2345 of the Wisconsin statutes of 1898, relating to suits by married women,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

FRANK A. CADY,

Chairman.

The committee on Judiciary, to whom was referred:

No. 454, A.,

□ A bill to amend chapter 23, of the laws of 1895, entitled, An act to establish a municipal court at Oconomowoc for the western municipal district of the county of Waukesha as amended by chapter 225, laws of 1897, and conferring civil and appellate jurisdiction upon said municipal court,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted and that when so amended said bill do pass.

Your committee on Judiciary would also ask leave to return herewith the petition of Edwin Hurlbut and one hundred and twenty other citizens of the city of Oconomowoc, Waukesha county, Wisconsin, asking for the passage of bill No. 454, A. Also the remonstrance of T. W. Haight and sixteen others, all

residents of the city of Waukesha, Waukesha county, Wisconsin, remonstrating against the passage of said bill No. 454. A. Your committee would recommend that said petition and remonstrance be placed on file in the office of the secretary of state.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 368, A.,

A bill to amend paragraph 27, section 731, and paragraph 34 of section 731, of the Wisconsin statutes of 1898, in relation to sheriffs' fees and also providing for the expenses of telephone and telegraph messages in relation to criminal matters,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on State Affairs, to whom was referred:

No. 210, A.,

A bill to appropriate to Al. Abraham a sum of money therein named,

No. 417, A.,

A bill to repeal section 1800 of chapter 87 of the Wisconsin statutes of 1898, relating to the shipping of wood,

No. 368, A.,

A bill to provide for the licensing of dogs and for collection of said license,

No. 201, A.,

A bill providing for the examination of engineers and inspection of boilers,

No. 588, A.,

A bill providing for the examination of engines and inspection of boilers,

No. 6, A.,

A bill to amend section 1072A, of the Wisconsin statutes of 1898, as amended by section 20, chapter 351, of the laws of 1899, relating to the collection and distribution of the state school tax.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:

No. 608, A.,

A bill amending section 1021c of the Wisconsin statutes of 1898, relating to the appointment of a commissioner of the bureau of labor and industrial statistics,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out of the third line of section 1 of the printed bill the word "first," and in lieu thereof insert the word "third."

Also strike out of the fourth line of said section 1 the words "February in the year of his appointment," and insert in lieu thereof the words, "April, 1903, and every six years thereafter."

Further, strike out after the word "office" where it occurs in the fifth line of said section 1 of the printed bill, the words, "for the term of six years from the date of his appointment," and insert in lieu thereof the words, "until his successor is appointed and qualified."

And when so amended, have instructed me to report the same back with the recommendation that it do pass.

C. H. Smith dissents from the report of the committee.

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:

No 97, S.,

A bill to authorize the board of supervisors of any county in this state bordering on a navigable river which is the boundary line between such county and another state, to build and maintain a bridge or bridges across such river conjointly with the board of supervisors of such adjoining county in such other state,

No. 160, S.,

A bill to provide for reprinting the first ten volumes of the Wisconsin historical collections,

Has had each of said bills under consideration, and has instructed me to report the same back with the recommendation that they be severally concurred in.

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:

No. 358, A.,

A bill to make the twelfth of February, Abraham Lincoln's birthday, a legal holiday.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

W. L. ROOT,
Chairman.

The committee on Claims, to whom was referred:

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein specified,

Has had the same under consideration, and has instructed me to report the same back with recommendation that said bill, as amended by the committee on Charitable and Penal Institutions do pass.

No. 129, A.,

A bill to appropriate to John H. Kemper a sum of money therein named for expenses of election contest.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 155, A.,

A bill to amend chapter 381 of the laws of 1901, entitled, "An act to appropriate a sum of money for monuments in National Park at Shiloh, Tennessee, and to appoint commissioners for the purpose of selecting and locating same, and granting an additional appropriation therefor,"

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

DAVID EVANS, Jr.,
Chairman.

The committee on Claims, to whom was referred:

No. 439, A.,

A bill to appropriate to Griffith Bowen, sometimes called Griffith Roberts, the sum of \$1,399.42, which escheated to the state of Wisconsin Aug. 6th, 1901, for the reason that the said Griffith Roberts, to all intents and purposes, should be considered as the adopted child of David Bowen and Margaret Bowen, his wife, who died without issue or heirs,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

No. 472, A.,

A bill to appropriate a sum of money therein named to reimburse the state treasurer for the cost of his official bond, as provided by section 1966—39 of the Wisconsin statutes of 1898,

Has had the same under consideration, and has instructed me to report the same back with recommendation that said bill be referred to committee on Judiciary for the purpose of determining the constitutionality thereof.

DAVID EVANS, Jr.,

Chairman.

Bill No. 472, A., was re-referred to committee on Judiciary.

The committee on Manufactures, to whom was referred:

No. 339, A.,

A bill to make it a misdemeanor for an employe to obtain railway or other transportation or the benefit of other advancement made by employers, to be thereafter repaid in labor, to refuse to perform such labor or repay such advancement, and providing for punishment thereof,

Has had the same under consideration, and has instructed me to report the same back for indefinite postponement.

GEO. RANKL,

Chairman.

The committee on Public Lands has instructed me to introduce

No. 648, A.,

A bill relating to the management and disposition of the public lands, and creating a department of state forestry, and amendatory of chapter 15 of the statutes of 1898, and especially of sections 207, 208, 209 and 210 of said statutes.

The committee has had the same under consideration, and has instructed me to report the same with the recommendation that the bill do pass.

GEO. P. STEVENS,

Chairman.

The joint committee on Printing, to whom was referred:

No. 504, A.,

A bill relating to daily newspapers published in counties and in cities of the first, second, third and fourth class, and repealing chapter 319 of the laws of 1899,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended, said bill do pass.

W. C. COWLING,
Chairman.

The committee on Agriculture, to whom was referred:

No. 636, A.,

A bill governing the importation of branded or range western horses,

Have had the same under consideration, and have instructed me to report the same back with recommendation that it do pass.

No. 456, A.,

A bill establishing the Kilbourn inter-county fair association on the same basis as other county fairs, and directing the secretary of state to audit the claims of said association for state aid hereafter,

Has had the same under consideration, and has instructed me to report the same back with amendment in the form of a substitute bill, and with the recommendation that when so amended said bill do pass.

R. AINSWORTH,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 91, A.,

A bill to amend sub-division two (2) of section 2704 of the statutes of 1898, relating to qualifications of bail,

No. 275, A.,

A bill to amend section 406a of the statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

No. 549, A.,

A bill providing for the issuance of certificates to primary teachers in certain cases without examination,

No. 632, A.,

A bill to amend section 927 of the statutes of 1898, relating to powers of villages and cities especially incorporated, and to amend sections 919a and 919d of the statutes of 1898, relating to the construction of sewers and drains in villages,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills No. 91, A., 275, A., 549, A., 632, A., were severally referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 152, A.,

A bill to authorize all cities in the state of Wisconsin to punish persons who engage in fighting or affrays, or in assaults, or use of abusive, or obscene language,

No. 227, A.,

A bill to authorize Bo L. Anderson and Ole Christianson, their heirs or assigns, to construct and maintain a pier or dock in the waters of Jackson harbor,

No. 428, A.,

A bill to authorize A. C. Weber, his heirs, associates and assigns, to build and maintain a dam across the Red river in Shawano county, Wisconsin,

Has examined the same and report them back as correct.

No. 230, A.,

A bill relating to charges against counties on account of the support of persons committed to the Wisconsin home for feeble minded. and to provide the procedure to correct mistakes in such charges,

No. 234, A.,

A bill to authorize Charles J. Winton, his heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirty-two (32) and thirty-three (33) in township twenty-six (26) north, range seven (7) east, in Marathon county, for the purpose of improving the navigation of said river, and of creating hydraulic and electric power and transmitting and using the same,

No. 235, A.,

A bill to repeal chapter 96 of the general laws of Wisconsin for the year 1893, entitled, "An act to authorize J. D. Ross and W. C. Silverthorn, their heirs, associates and assigns to build and maintain a dam across the Wisconsin river, in township twenty-eight (28) north, range seven (7) east, in Marathon county, Wisconsin, and to grant said right to build a dam to J. D. Ross, Charles J. Winton and E. W. Brooks for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

No. 236, A.,

A bill to authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in section nineteen (19), twenty (20), twenty-nine (29), thirty (30) and thirty-one (31), township thirty-three (33) north, range six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

No. 239, A.,

A bill to authorize G. D. Jones and Neal Brown, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirteen (13) or fourteen (14), township thirty (30) north, range seven (7) east, in Marathon county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same,

No. 540, A.,

A bill to amend section 1042b of the statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter,

Has examined the same, and with verbal changes report them back as correct.

F. H. LORD,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 315, A.,

A bill to authorize cities to license and regulate the storage and use of nitric, sulphuric and other dangerous acids, and cities of the first class to provide additional fire extinguishing apparatus,

No. 241, A.,

A bill for taking and transporting game birds for propagating purposes,

No. 242, A.,

A bill to appropriate to the governor's contingent fund a sum of money named therein,

No. 567, A.,

A bill to limit the scope of contracts of casualty and accident companies,

No. 502, A.,

A bill authorizing cities of the first class to invite proposals to do the printing for such cities, and to enter into contract for doing the same,

No. 56, A.,

A bill to amend section 1, of chapter 251, of the laws of 1899, as amended by chapter 107, of the laws of 1901, regulating the issuance of warehouse certificates in certain cases,

No. 119, A.,

A bill to authorize Oscar Mainz, his heirs or assigns, to construct and maintain a pier or dock in the waters of Sturgeon Bay,

No. 198, A.,

A bill authorizing counties and towns to pay bounty for killing rattlesnakes and adding a new section to the Wisconsin statutes of 1898, to be known as section 1630a.

No. 90, A.,

A bill amendatory of section 2296 of the statutes of 1898, relating to certificate of proof and record,

No. 207, A.,

A bill to prohibit the use of the public highway for camping purposes, without permission, and fixing a penalty therefor,

No. 645, A.,

A bill to provide for certain repairs upon, and the improvement of the capitol building of the state and making an appropriation therefor.

No. 80, A.,

A bill requiring interurban railroad companies to provide suitable toilet rooms for the comfort and convenience of their passengers,

Have examined the same, and have instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in the assembly amendments to

No. 63, S.,

A bill to amend chapter 40 of the statutes of 1898, by adding a new section, to be known as section 919cc, relating to the borrowing of money for constructing sewers, water works and electric lights in villages situated in counties of one hundred and fifty thousand inhabitants or more,

No. 143, S.,

A bill to authorize the city of Eau Claire to build and maintain a dam across the Chippewa river in the city of Eau Claire

No. 165, S.,

A bill relating to property exempt from taxation, and amendatory of sub-section 2 of section 1038, of the statutes 1898,

And has passed, and asks the concurrence of the assembly, in No. 79, S.,

A bill relating to the redemption of certain lands in Milwaukee county,

And has amended and concurred in as amended.

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for re-assessments of special taxes in certain cases in all cities of the first and second class in this state,"

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate consents to the appointment of a committee on Conference for bill No. 97, A., and names as such committee Senators Morse, Whitehead and Beach.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted, and asks the concurrence of the assembly in,
Jt. Res. No. 25, S.,
Relating to adjournment.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in
Jt. Res. No. 23, A.,
Providing for a new flag for dome of capitol before President Roosevelt's visit.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate herewith returns to the assembly as requested,

No. 620, A.,

A bill to detach certain territory from the town of Lawrence, in Gates county, and to create the town of Haskins, to provide for town meetings therein, and for a final settlement between said towns,

And has reconsidered the vote by which it adopted

Jt. Res. No. 23, S.,

Relating to the visit of President Roosevelt and has amended the same and asks the concurrence of the assembly in the amendment.

SENATE MESSAGE CONSIDERED.

Senate amendment to
Jt. Res. No. 23, S.,
Was concurred in.
Bill No. 79, S.,
Read first and second times, and
Referred to the committee on State Affairs.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 25, S.,
Relating to adjournment.
Mr. Bradford offered the following amendment:
Amend by striking out Monday, April 13, at 2 o'clock p. m.,
and insert Wednesday, April 8, at 2 o'clock p. m.

Mr. Whitson moved to amend the amendment by changing
the time of meeting to 8:30 p. m.

The amendment to the amendment was adopted.

The question then being, Shall the amendment be adopted,
and

The ayes and noes being demanded, the assembly rejected
the amendment to Jt. Res. No. 25, S.: Ayes, 40; noes, 52; absent
or not voting, 8.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett,
Beedle, Benson, Bradford, Breitwisch, Brittan, Chandler, Dahl,
Donald, Doolittle, Dudgeon, Evars D., Jr., Evans E. W.,
Gilman, Irvine, Johnson Henry, Johnstone, Kehrein, Kern,
Kimball, La Du, Lord, Miller, Morgan, Peterson, Reed,
Smalley, Smelker, Stevens, Szymarek, Tarrell, Thiessenhusen,
Valentine, Verbeck, Westfahl, Whitson and Mr. Speaker—40.

Noes—Messrs. Barker, Bartzén, Becker, Cady, Carberry,
Carpenter, Coffland, Cosgrove, Cowling, Crowlev, Dinsdale,
Douglas, Ekern, Finnegan, Fridd, Fritzke, Haderer, Hannifin,
Hartung, Hassa, Hodgins, Johnson F., Johnson Thos., Karel,
Kinney, Koch, Lang, Le Roy, Martin, Moldenhauer, Morris,
Osborn, Potter, Rakow, Rankl, Ray, Reynolds, Root, Rupp,
Sidler, Slade, Smith A. E., Smith C. H., Strong, Terens,
Thoreson, Thompson, Wallrich, Waterman, White, Williams
and Willott—52.

Absent or not voting—Messrs. Braddock, Dixon, Frear,
Hamm, Lane, Loebs, Price, and Timlin—8.

The question then being upon concurrence in
Jt. Res., No. 25, S.,
The resolution was concurred in.

BILLS READY FOR A THIRD READING.

No. 639, A.,

A bill to amend subsection 118, section 925, chapter 40a, laws of 1898, to be designated subsection 118a, authorizing the board of education in cities of the third class to have charge of erecting school buildings in such cities,

Passed.

Amendment to title offered by the committee on Bills on their Third Reading, adopted.

No. 640, A.,

A bill to authorize Edward Bradley and Wallace G. Collins, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in sections three (3) and ten (10), township thirty-three (33) north, range six (6) east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and creating hydraulic and electric power and transmitting and using the same,

Was passed.

No. 67, S.,

A bill to change the method of selecting grand jurors in all counties of this state having a population of more than one hundred and fifty thousand inhabitants and to provide for attendance of a stenographic reporter at the sessions of such grand juries,

Was concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 32, S.,

A bill to amend section 316 of the statutes of 1898, relating to the printing of bills, joint resolutions and memorials,

No. 35, S.,

A bill to amend section 1941—5 of the statutes of 1898, as amended by chapter 69 of the laws of 1901, relating to mutual insurance companies in cities and villages,

No. 94, S.,

A bill to authorize the attorney general to institute suit relative to school lands in Indian reservations,

No. 233, S.,

A bill to amend section 1941—13, of the statutes of 1898, relating to mutual insurance companies in cities and villages,

Were severally each ordered to a third reading.

No. 56, S.,

A bill to authorize certain corporations organized under the laws of this or any other state to consolidate with certain corporations organized under the laws of this state,

The question being, Shall this bill be ordered to a third reading?

The ayes and noes being demanded, the assembly refused to order bill No. 56, S., to a third reading: Ayes, 21; noes, 58; absent or not voting, 21.

The vote was as follows:

Ayes—Messrs. Bradford, Brittan, Carberry, Coffland, Cowling, Crowley, Dahl, Dudgeon, Evans E. W., Finnegan, Kern, Le Roy, Loeb, Martin, Morgan, Osborn, Reynolds, Smith A. E., Valentine, Wallrich and Williams—21.

Noes—Messrs. Andrew, Arneman, Barker, Bartlett, Bartzen, Beedle, Benson, Breitwisch, Cady, Carpenter, Chandler, Cosgrove, Dinsdale, Donald, Doolittle, Douglas, Ekern, Evans D., Jr., Fridd, Fritzke, Gilman, Haderer, Hartung, Hassa, Hodgins, Johnson F., Johnson Henry, Johnson Thos., Karel, Kimball, Kinney, La Du, Lang, Lord, Moldenhauer, Morris, Peterson, Potter, Rakow, Ray, Root, Rupp, Sidler, Slade, Smalley, Stevens, Strong, Szymarek, Tarrell, Terens, Thompson, Verbeck, Waterman, Westfahl, White, Whitson and Mr. Speaker—58.

Absent or not voting—Messrs. Ainsworth, Becker, Braddock, Dixon, Frear, Hamm, Hannifin, Irvine, Johnstone, Kehrlein, Koch, Lane, Miller, Price, Rankl, Reed, Smelker, Smith C. H., Thiessenhusen, Thoreson, Timlin and Willott—21.

On motion of David Evans, Jr.,

The vote by which bill No. 56, S., was ordered to a third reading, was reconsidered.

On motion of Mr. LeRoy,

Bill No. 56, S., was re-referred to committee on Judiciary.

No. 74, S.,

A bill to authorize certain life insurance companies to transact the business of personal, accident and health insurance,

On motion of Mr. Cowling,

Re-referred to the committee on Finance, Banks and Insurance.

No. 46, S.,

A bill validating contracts made and executed with municipal corporations by a foreign corporation before complying with the provisions of section 1770b, of the statutes of 1898, and acts amendatory thereof,

Amendment offered by the committee on Judiciary in report of April 1 was adopted, and bill, as amended,

Ordered to a third reading.

No. 219, S.,

A bill to amend section 1966—25 and 1966—27 of the statutes of 1898, relating to casualty, credit, title and surety insurance, Non-concurred in.

No. 280, S.,

A bill to amend section 4051, of the statutes of 1898, relating to fees in the county court,

Amendment in the form of a substitute offered by committee on Judiciary. Adopted, and bill, as amended,

Ordered to a third reading.

No. 307, S.,

A bill relating to city and village mutual fire insurance companies, and adding a new section to be known as section 1941—1a of the statutes of 1898,

Amendment offered by the committee on Finance, Banks and Insurance in its report of April 1 was adopted, and bill, as amended,

Bill No. 307, with pending amendments,

Re-referred to committee on Judiciary.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 438, A.,

A bill to authorize A. P. Bixby and Andrew Bottolfson their heirs and assigns, to build and maintain a dam across Apple river, Polk county, Wisconsin,

Amendment in the form of a substitute offered by the committee on Lumber and Mining in its report of March 30, adopted, and bill, as amended.

Ordered engrossed and read a third time.

No. 444, A.,

A bill to provide for a shorthand reporter for the county court of Green county in certain cases therein mentioned,

Amendment in the form of a substitute offered by the committee on Judiciary in its report of March 30, adopted, and bill as amended,

Ordered engrossed and read a third time.

No. 446, A.,

A bill to amend section 1679—1, chapter 356, laws of 1899, relating to negotiable instruments,

Amendment in the form of a substitute, offered by the committee on Judiciary in its report of March 31, adopted, and the bill, as amended,

Ordered engrossed and read a third time.

SPECIAL ORDER.

11:00 O'CLOCK A. M.

The question being, Shall

No. 2, S.,

A bill amendatory of section 21 of chapter 99, laws of 1891, entitled, "An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, Wis.,"

Be concurred in notwithstanding the governor's objection? and

The ayes and noes being required, the assembly refused to concur in bill No. 2, S.: Ayes, 25; noes, 69; absent or not voting, 6.

The vote was as follows:

Ayes—Messrs. Barker, Coffland, Cowling, Crowley, Evans E. W., Hartung, Johnstone, Karel, Kern, La Du, Martin, Osborn, Potter, Reynolds, Rupp, Sidler, Slade, Smith A. E., Smith C. H., Szymarek, Thiessenhusen, Thompson, Waterman, Westfahl and Willott—25.

Noes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Cosgrove, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Fridd, Fritzke, Gilman, Haderer, Hannifin, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kehrein, Kimball, Kinney, Koch, Lang, Lane, Le Roy, Loebs, Lord, Miller, Moldenhauer, Morgan, Morris, Peterson, Rakow, Rankl, Ray, Reed, Root, Smalley, Smelker, Stevens, Strong, Tarrell, Terens, Thoreson, Valentine, Verbeck, Wallrich, White, Whitson, Williams and Mr. Speaker—69.

Absent or not voting—Messrs. Braddock, Dixon, Frear, Hamm, Price and Timlin—6.

RECESS.

On motion of Mr. Ray,

The assembly took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

2 O'CLOCK, P. M.

The assembly met.

The speaker in the chair.

BILLS READY FOR ENGROSSMENT AND A THIRD READING.

No. 176, A.,

A bill to repeal a portion of section 925—46a of the Wisconsin statutes of 1898, relating to cities under general law,

No. 295, A.,

A bill to amend section 925—464a of the Wisconsin statutes of 1898, relating to the advertising and publication of council proceedings, etc., in cities,

No. 430, A.,

A bill to make it unlawful for fire insurance companies doing business in this state, their officers, agents or employes, to make or enter into any combination or agreement relating to the rates to be charged for insurance, the amount of commissions to be allowed agents for procuring the same, or the manner of transacting fire insurance within this state,

On motion of Mr. Westfahl,

Were severally each indefinitely postponed at one time.

No. 463, A.,

A bill to confer further power on cities in relation to the selection of boards of education,

Indefinitely postponed.

COMMITTEE APPOINTMENTS.

The chair announced the appointment of Messrs. Andrew, Frear and Le Roy, to represent the assembly on the Conference committee asked for April 1, to consider bill No. 97, A.

MOTIONS CONSIDERED.

Mr. Williams moved that bill No. 351, A., be returned to the clerk's desk and returned to the member who introduced it.

Consideration of which motion was laid over until April 13.

On motion of Mr. Bartlett,

Bill No. 620, A., was recalled from the senate.

On motion of Mr. Bartlett,

The vote by which bill No. 620, A., was passed was re-considered

On motion of Mr. Bartlett,

Bill No. 620, A., was re-ferred to the committee on Town and County Organization.

ADJOURNMENT.

On motion of Mr. Westfahl,

The assembly adjourned.

MONDAY, APRIL 13, 1903.

2:00 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

On motion of Mr. Bradford,

The roll call was dispensed with, and

The assembly took a recess until 8:30 o'clock p. m.

EVENING SESSION

8:30 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. H. A. Miner offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Benson, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans, D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, La Du, Lane, Loebbs, Lord, Martin, Miller, Moldenhauer, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thompson, Timlin, Valentine, Verbeck, Waterman, Westfahl, Whitson and Mr. Speaker—73.

Absent—Messrs. Bartzen, Beedle, Braddock, Carberry, Dahl, Dinsdale, Finnegan, Hodgins, Johnson Henry, Karel, Koch, Lang, Le Roy, Morgan, Morris, Osborn, Price, Rankl, Root, Terens, Thiessenhusen, Thoreson, Wallrich, White, Williams and Willott—27.

Absent with leave—Messrs. Braddock and Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Bartzén, Beedle, Dahl, Finnegan, Henry Johnson, Karel, Lang, Le Roy, Morgan, Morris, Terens, Thiessenhusen. Wallrich and Williams for this session.

To Mr. Rankl indefinitely.

To Mr. Thompson for April 14.

LETTERS, PETITIONS, ETC.

By Mr. Cady:

Pet. No. 214, A.,

Petition of William Terry and 700 others, all residents of Marshfield, Wisconsin, praying for the passage of a bill to so amend the game laws as to prohibit the sale of game.

To committee on Fish and Game.

By Mr. Dudgeon:

Pet. No. 215, A.,

Petition of A. Lucher and 324 others, in favor of bill No. 42, S., relating to use of highway by threshing engines, etc.

To committee on Roads and Bridges.

By Mr. Joseph Martin:

Pet. No. 216, A.,

Petition from L. S. Wilcox and 325 citizens of Brown county, in favor of spring shooting of aquatic fowl from April 15 to May 1st.

To committee on Fish and Game.

By Mr. Martin:

Pet. No. 217, A.,

Petition from H. F. Meyer and others of Brown county, in favor of bill No. 623, A.,

To committee on Railroads.

By Mr. Kinney:

Pet. No. 218, A.,

Petition in form of a resolution passed at town meeting held in Lucas, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 219, A.,

Petition in form of a resolution passed at town meeting held at Downing favoring bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 220, A.,

Petition in form of a resolution passed at town meeting held in Shermans favoring bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 221, A.,

Petition in form of a resolution passed at town meeting held in Hay River, favoring bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 222, A.,

Petition in form of a resolution passed at a town meeting held in the town of Dunn, favoring passage of bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 223, A.,

Petition in the form of a resolution passed at a town meeting held in town of Stanton, favoring passage of bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 224, A.,

Petition in form of a resolution passed at a town meeting held in the town of Peru, favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 225, A.,

Petition in form of a resolution passed at a town meeting held in the town of New Haven, favoring bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 226, A.,

Petition in form of a resolution passed at a town meeting held in the town of Elk Mound, favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Kinney

Pet. No. 227, A.,

Petition in form of a resolution passed at a town meeting held in town of Wilson, favoring bill No. 623, A.

To committee on Railroads.

By Mr. Thompson:

Pet. No. 228, A.,

Petitions and resolutions of citizens of the 2d assembly district, Dane county, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. Thomas Johnson:

Pet. No. 229, A.,

Petition and resolution from T. A. Richardson and 81 others of the towns of Burns and Bangor in LaCrosse county, in favor of passage of bill No. 623, A.

To committee on Railroads.

By Mr. Thomas Johnson:

Pet. No. 230, A.,

Petition of Henry Fres Hoff and twenty-four others of the town of Greenfield, in La Crosse county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Bradford:

Pet. No. 231, A.,

Petition of Egbert Wilbur and 110 others of Eau Claire county, for the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Lane:

Pet. No. 232, A.,

Petition of J. W. Hicks and eighteen others of Prentice, Wisconsin, asking for a law prohibiting the killing, trapping or hunting of beaver on south branch of Jump river in Price county, Wisconsin.

To committee on Fish and Game

By Mr. A. E. Smith:

Pet. No. 233, A.,

Petition of business men of Lake Geneva, against passage of freight rate commission bill.

To committee on Railroads.

By Mr. Lane:

Pet. No. 234, A.,

Petition of E. T. Rollins and eleven others, of Prentice, Wisconsin, asking for a law prohibiting the killing, trapping or hunting of beaver on south branch of Jump river, in Price county, Wis.

To committee on Fish and Game.

By Mr. Thompson:

Pet. No. 235, A.,

Petitions of citizens of the 2d assembly district, Dane county, in favor of bill No. 623, A.

To committee on Railroads.

RESOLUTIONS INTRODUCED.

By Mr. Martin:

Jt. Res. No. 25, A.,

Joint resolution relating to the final adjournment of the legislature.

Resolved by the assembly, the senate concurring, That all business close at twelve o'clock midnight, April 30th, 1903, except reports from committees on Enrolled Bills in the two houses and communications from the governor, and that the legislature adjourn sine die on Saturday May 2, at twelve o'clock noon.

Laid over.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Judiciary:

No. 650, A.,

A bill amendatory of section 162 of chapter 11 of the statutes of 1898, relating to appointments by the attorney general.

To calendar.

COMMITTEE REPORTS

The committee on Judiciary, to whom was referred:

No. 341, S.,

A bill relating to proceedings for the disposition of estates of infants and other wards, and adding section 3519b to the statutes of 1898,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary asks leave to introduce a committee bill, being a bill amendatory of section 162 of chapter 11 of the statutes of 1898, relating to appointments by the attorney-general. Said bill has been fully considered by your committee and I have been instructed to report the same back with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 423, A.,

A bill to amend section 170, chapter 12 of the statutes of 1898. and to provide for the payment of reasonable salaries to the attorney general and clerk in his department,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended, said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Claims, to whom was referred:

No. 122, A.,

A bill to appropriate a certain sum of money to provide necessary improvements at the Wisconsin veterans' home,

Has had the same under consideration, and has instructed me to report same back with an amendment in the form of a substitute bill, and with the recommendation that said bill when so amended do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Claims, to whom was referred:

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows: "Amend bill 96, A., by striking out the word "revised" where it occurs in the first line of section one and intersecting in lieu thereof the word "Wisconsin,"

With the recommendation that said bill, as amended, do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Claims, to whom was referred:

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural experimental association,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Amend said bill by inserting after the word "public" and before the word "showing" where said words appear in line two of section three of the printed bill the words "to the secretary of state,"

With the recommendation that when so amended it do pass.

DAVID EVANS, JR.,
Chairman.

The committee] on Bills on Third Reading, to whom was referred:

No. 91, A.,

A bill to amend subdivision 2 of section 2704 of the statutes of 1898, relating to qualifications of bail,

No. 275, A.,

A bill to amend section 406a of the statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income,

No. 632, A.,

A bill to amend section 927 of the statutes of 1898, relating to powers of villages and cities especially incorporated, and to amend sections 919a and 919d of the statutes of 1898, relating to the construction of sewers and drains in villages,

Has examined the same, and with verbal changes, has instructed me to report them back as correct.

No. 549, A.,

A bill providing for the issuance of certificates to primary teachers in certain cases, without examination,

Has examined the same, and has instructed me to report it back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

MR. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 83, S.,

A bill to amend chapter 249 of the laws of 1875, entitled, "An act to provide for the letting of county printing for the county of Milwaukee," as amended by chapter 176 of the laws of 1876, entitled, "An act to amend chapter 249, laws of 1875, in relation to the letting of county printing for the county of Milwaukee,"

No. 92, S.,

A bill changing the times of holding general terms of circuit courts in and for the counties of Portage and Waupaca in the seventh judicial court,

No. 117, S.,

A bill to amend section 2433 of the statutes of 1898, relating to appointment of court commissioners,

No. 139, S.,

A bill relating to asphalt street paving in cities of the first class,

No. 253, S.,

A bill to alter the boundaries of certain towns in the county of Marinette, and create the towns of Athelstane, Beaver and Lake in said county,

No. 48, S.,

A bill to amend sections 439a and 439b, and to repeal section 439c, of the statutes of 1898, relating to attendance at school.

And has concurred in

No. 635, A.,

A bill to provide for the improvement of portions of streets, avenues and boulevards for park purposes,

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto and for the payment of certain expenses incident thereto,

No. 276, A.,

A bill to reimburse the normal school fund for certain money lost on a special loan to the Eau Claire light guard company to provide an armory.

And has non-concurred in

No. 223, A.,

A bill relating to certified copies of documents and amending section 4149 of the Wisconsin statutes of 1898,

Jt. Res. No. 24, A.,

To donate to city of Madison the flag which has hitherto flown from the dome of the capitol building,

SENATE MESSAGE CONSIDERED.

Senate amendment to

No. 481, A.,

A bill to amend chapter 302 of the laws of 1895, entitled, "An act relating to legalizing special assessments for street improvements and providing for re-assessments of special taxes in certain cases in all cities of the first and second class in this state."

Concurred in

Bills Nos. 83, S., 92, S., and 117, S., were

Read first and second times, and

Referred to the committee on Judiciary.

Bill No. 48, S.,

Read first and second times, and

Referred to committee on Education.

Bill No. 139, S.,

Read first and second times, and

Referred to the committee on Cities.

Bill No. 253, S.,

Read first and second times, and

Referred to committee on Town and County Organization.

RESOLUTIONS AND MOTIONS CONSIDERED.

On motion of Mr. Williams,

No. 351, A.,

A bill to amend section 890, chapter 40, of the Wisconsin statutes of 1898, relating to village boards,

Was ordered returned to the clerk's desk and to the member who introduced it.

Mr. Crowley moved that all rules interfering with the immediate passage of the committee substitute for bill

No. 504, A.,

A bill relating to daily newspapers published in counties and in cities of the first, second, third and fourth class, and repealing chapter 319 of the laws of 1899,

Be suspended.

There being no objection,

The rules were suspended by unanimous consent.

Mr. Cowling offered the following amendment to the substitute for No. 504, A., offered by the committee on Printing:

Amend substitute for bill No. 504, A., by inserting after the word "week" in the eleventh line of the printed substitute, the words "holidays excepted."

Also amend by inserting the words "and holidays" after the word "Sundays" in the 23d line of said printed substitute.

Amendment to the substitute adopted, and bill, as amended, passed.

Jt. Res. No. 22, S.,

Resolution to provide sufficient help to do the work of the senate with dispatch.

Mr. Cady offered an amendment as follows:

Add to the end of Jt. Res. No. 22, S., the following: at the general election of 1904 there shall be submitted to the electors to be voted upon for ratification the following question:

"Shall Jt. Res. No. 21, S., be adopted?"

On motion of Mr. Barker,

The resolution, with pending amendment, was referred to the committee on Ways and Means.

BILLS READY FOR A THIRD READING.

No. 152, A.,

A bill to authorize cities in the state of Wisconsin to punish persons who engage in fighting or affrays, or in assaults, or use of abusive, or obscene language,

No. 227, A.,

A bill to authorize Bo L. Anderson and Ole Christianson, their heirs or assigns, to construct and maintain a pier or dock in the waters of Jackson harbor,

No. 230, A.,

A bill to define how expenses and maintenance of certain dependent inmates shall be paid, and to authorize the state board of control to correct errors therein,

No. 234, A.,

A bill to authorize Charles J. Winton, his heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirty-two (32) and thirty-three (33) in township twenty-six (26) north, range eight (8) east, in Marathon county,

No. 235, A.,

A bill to repeal chapter 96 of the general laws of Wisconsin for the year 1893, entitled, An act to authorize J. D. Ross and W. C. Silverthorn, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in township number twenty-eight (28) north, range seven (7) east, in Marathon county, Wisconsin, and to grant said right to J. D. Ross, Charles J. Winton and E. W. Brooks,

No. 239, A.,

A bill to authorize G. D. Jones and Neal Brown, their heirs, associates and assigns, to build and maintain a dam across the Wisconsin river in sections thirteen (13) and fourteen (14) in township thirty (30) north, range seven (7) east, in Marathon county,

No. 428, A.,

A bill to authorize A. C. Weber, his heirs, associates or assigns, to build and maintain a dam across the Red river, in Shawano county, Wisconsin,

Were severally passed.

No. 236, A.,

A bill to authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in township thirty-two (32) and thirty-three (33) north, range six (6) east, in Lincoln county

Mr. La Du offered an amendment as follows:

Amendment to substitute bill No. 236, A., reported by the committee on Lumber and Mining, entitled, "An act to authorize Alexander Stewart and Walter Alexander, their heirs,

associates and assigns, to build and maintain a dam or dams across the Wisconsin river in sections 19, 20, 29, 30 and 31, township 33 north, range 6 east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power, and transmitting and using the same.

Amend the title of said bill by adding after the figure 6 in the title of said bill the following: "and section 6 in township 32 north, range 6," so that when so amended, the title of said bill shall read as follows:

"To authorize Alexander Stewart and Walter Alexander, their heirs, associates and assigns, to build and maintain a dam or dams across the Wisconsin river in sections 19, 20, 29, 30 and 31, township 33 north, range 6 and section 6 in township 32 north, range 6 east, in Lincoln county, Wisconsin, for the purpose of improving the navigation of said river and of creating hydraulic and electric power and transmitting and using the same."

Also amend section 1 of said bill by adding after the figure 6 in said section the following:

"and section 6 in town 32 north, range 6," so that section 1 when so amended shall read as follows:

Section 1. Alexander Stewart and Walter Alexander, their heirs, associates and assigns, are hereby authorized to build and maintain a dam or dams across the Wisconsin river on any lands that they may now or hereafter own, possess or control in sections 19, 20, 29, 30 and 31, in town 33 north, range 6 east, and section 6, town 32 north, range 6 east, in Lincoln county, Wisconsin,

Amendment to bill adopted, and bill, as amended,

Passed.

Amendment to title adopted.

No. 540, A.,

A bill to amend section 1042b of the Wisconsin statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter.

On motion of Mr. Coffland,

Bill No. 540, A., was laid over until April 15.

No. 32, S.,

A bill to amend section 316 of the statutes of 1898, relating to the printing of bills, joint resolutions and memorials,

No. 46, S.,

A bill validating contracts made and executed with municipal corporations by a foreign corporation before complying with the provisions of section 1770b of the statutes of 1898, and acts amendatory thereof,

No. 94, S.,

A bill to authorize the attorney general to institute suit relative to school lands in Indian reservations,

No. 233, S.,

A bill to amend section 1941—13, of the statutes of 1898, relating to mutual insurance companies in cities and villages,

No. 280, S.,

A bill to amend section 4051, of the statutes of 1898, relating to fees in the county court,

No. 35, S.,

A bill to amend section 1941—5 of the statutes of 1898, as amended by chapter 69 of the laws of 1901, relating to mutual insurance companies in cities and villages.

Were severally concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 97, S.,

A bill changing the times of holding general terms of circuit courts in and for the counties of Portage and Waupaca in the seventh judicial court,

No. 160, S.,

A bill to provide for reprinting the first ten volumes of the Wisconsin historical collections,

No. 245, S.,

A bill to amend sub-chapter 7 of chapter 40a of the statutes of 1898, relating to the powers of the common council,

No. 248, S.,

A bill relating to school boards and common and high schools in cities of the first class containing a population of 150,000,

Were severally ordered to a third reading.

BILLS TO BE ORDERED TO ENGROSSMENT AND A THIRD READING.

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein specified

Amendment offered by committee on Charitable and Penal Institutions in its report of March 11 was adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 213, A.,

A bill to amend chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the Wisconsin statutes of 1888, relating to damages caused by defective highways.

Amendment in the form of a substitute offered by the committee on Judiciary was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 503, A.,

A bill authorizing cities of the first class, owning and operating a water works system, to apply the surplus earnings of said system to the construction and equipment of a municipal lighting plant and for other purposes.

Amendment offered by committee on Cities in its report of April 2 was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 608, A.,

A bill amending section 1621c of the Wisconsin statutes of 1898, relating to the appointment of a commissioner of the bureau of labor and industrial statistics.

Amendment offered by the committee on State Affairs in its report of April 2 was adopted.

On motion of Mr. Cady,

Bill No. 608, A., was laid over until April 15.

No. 531, A.,

A bill to prohibit political lobbyists from attempting to personally influence the votes of members of the legislature, the votes of individual electors for nominees or for candidates for the nomination for any elective office; the appointment or discharge of any appointive officer, and from receiving or soliciting money from corporations and other sources for personal uses in return for influence for or against any nominee or any candidate for the nomination for any elective office.

David Evans, Jr., offered the following amendment:

Strike out all of lines one and two in section 4, and insert therein the following:

Section 4. A political lobbyist is hereby defined to be any pension agent, post office employee, United States Indian agent, United States district attorney, United States internal revenue collector, or any other officer, elective or appointive under the laws of the United States or of the state of Wisconsin, or of any county, city, town or village.

Mr. Osborn offered the following amendment:

Amend section 4 by striking out the words "game warden, oil inspector or timber inspector or other" where they are found in lines one and two.

Further amend section 4 by inserting after the word "Wisconsin" in the fourth line the words "or of the United States."

On motion of Mr. Osborn,

The bill, with pending amendments, was laid over until April 14

No. 210, A.,

A bill to appropriate to Al. Abraham a sum of money therein named.

On motion of Mr. Andrew,

Re-referred to the committee on State Affairs.

No. 358, A.,

A bill to make the twelfth of February, Abraham Lincoln's birthday, a legal holiday.

On motion of Mr. Osborn,

Laid over until April 14.

No. 104, A.,

A bill to amend section 1941—24 and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations.

The question being, Shall this bill be indefinitely postponed, and

The ayes and noes being demanded, the assembly refused to indefinitely postpone bill No. 104, A: Ayes, 26; noes, 43; absent or not voting, 31.

The vote was as follows:

Ayes—Messrs. Andrew, Barker, Bartlett, Bradford, Breitwisch, Cady, Carpenter, Cosgrove, Doolittle, Johnson F., Johnson Thos., Johnstone, Lane, Lord, Miller, Osborn, Ray, Reed, Reynolds, Rupp, Smalley, Smith A. E., Strong, Valentine, Waterman and Whitson—26.

Noes—Messrs. Ainsworth, Becker, Benson, Brittan, Chandler, Coffland, Cowling, Crowley, Dixon, Donald, Douglas, Dudgeon, Evans D., Jr., Evans E. W., Frear, Fridt, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Kehrein, Kern, Kimball, La Du, Loeb, Peterson, Potter, Rakow, Sidler, Smelker, Smith C. H., Stevens, Szymarek, Tarrel, Thompson, Timlin, Verbeck, Westfahl and Mr. Speaker—43.

Absent or not voting—Messrs. Arneman, Bartzen, Beedle, Braddock, Carberry, Dahl, Dinsdale, Ekern, Finnegan, Hoggins, Johnson Henry, Karel, Kinney, Koch, Lang, Le Roy, Martin, Moldenhauer, Morgan, Morris, Price, Rankl, Root, Slade, Terens, Thiessenhusen, Thoreson, Wallrich, White, Williams and Willott—31.

Bill No. 104, A., was then ordered engrossed and read a third time.

No. 129, A.,

A bill to appropriate to John H. Kemper a sum of money therein named for expenses of election contest,

No. 439, A.,

A bill to appropriate to Griffith Bowen, sometimes called Griffith Roberts, the sum of \$1,399.42, which escheated to the state of Wisconsin Aug. 6th, 1901, for the reason that the said Griffith Roberts, to all intents and purposes, should be considered as the adopted child of David Bowen and Margaret Bowen, his wife, who died without issue or heirs,

No. 636, A.,

A bill governing the importation of branded or range western horses,

Were severally ordered engrossed and read a third time.

No. 6, A.,

A bill to amend section 1072a of the Wisconsin statutes as amended by section 20, chapter 351, of the laws of 1899, relative to the collection and distribution of the state school tax,

No. 58, A.,

A bill to amend section 3976 of the Wisconsin statutes relating to the appointment of guardians for insane persons,

No. 68, A.,

A bill relating to the registration and identification of criminals,

No. 132, A.,

A bill to permit the recovery of damages from the employer for injuries caused by the negligence of co-employees,

No. 155, A.,

A bill to amend chapter 381 of the laws of 1901, entitled, "An act to appropriate a sum of money for monuments in National Park at Shiloh, Tennessee, and to appoint commissioners for the purpose of selecting and locating same, and granting an additional appropriation therefor,"

No. 201, A.,

A bill providing for the examination of engineers and inspection of boilers,

No. 310, A.,

A bill relating to the jurisdiction of justices of the peace in counties in this state wherein there is located a city containing a population of one hundred thousand or more,

No. 339, A.,

A bill to make it a misdemeanor for an employe to obtain railway or other transportation or the benefit of other advancement made by employers, to be thereafter repaid in labor, to refuse to perform such labor or repay such advancement, and providing for punishment thereof,

No. 351, A.,

A bill to amend section 890, chapter 40 of the Wisconsin statutes of 1898, relating to village boards,

No. 365, A.,

A bill to amend section 2608 of the Wisconsin statutes of 1898, relating to actions by married women,

No. 366, A.,

A bill amending section 2344 of the Wisconsin statutes of 1898, relating to the right of a married woman to transact business in her own name,

No. 367, A.,

A bill amending section 2345 of the Wisconsin statutes of 1898, relating to suits by married women,

No. 386, A.,

A bill to provide for the licensing of dogs, and for collection of said license,

No. 417, A.,

A bill to repeal section 1800 of chapter 87 of the Wisconsin statutes of 1898, relating to the shipping of wood,

No. 478, A.,

A bill to amend chapter 265, laws of 1899, creating a pension fund for members of the police department in cities of the first class,

No. 479, A.,

A bill relating to the police force and fire department of cities of the first class,

No. 484, A.,

A bill to amend chapter 264 of the laws of 1899, creating a pension fund for members of the fire department in cities of the first class,

No. 588, A.,

A bill providing for the examination of engineers and inspection of boilers,

On motion of Mr. Barker,

Were severally each indefinitely postponed at one time.

ADJOURNMENT.

On motion of Mr. Kehrein,

The assembly adjourned.

TUESDAY, APRIL 14, 1903.

10:00 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. H. A. Miner offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, Whitson, Williams, Willott and Mr. Speaker—85.

Absent—Messrs. Bartzen, Braddock, Carberry, Finnegan, Hodgins, Koch, Lang, Price, Rankl, Root, Terens, Thiessenhusen, Thompson and White—15.

Absent with leave—Messrs. Braddock, Price, Rankl and Thompson.

LEAVE OF ABSENCE

Was granted

To Messrs. Carberry, Koch, Terens and Thiessenhusen for this session.

LETTERS, PETITIONS, ETC.

By Mr. Crowley:

Pet. No. 236, A.,

Petition of S. Witt and 68 others, for the passage of bill No. 92, A., and for the concurrence in bill No. 13, S.

To committee on Judiciary.

By Mr. Lord:

Pet. No. 237, A.,

Petition of A. E. Gendron and ninety-seven other residents of Pierce and St. Croix counties, asking for a law requiring fishermen from other states to pay a license fee.

To committee on Fish and Game.

By Mr. Carpenter:

Pet. No. 238, A.,

Petition in form of resolution from town of Plover, Portage county, in favor of 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 239, A.,

Petition of O. C. Madson and 68 others, from the town of Morgan, Oconto county, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 240, A.,

Petition in form of a resolution passed at the annual town meeting of the town of Morgan, Oconto county, Wisconsin, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. Lord:

Pet. No. 241, A.,

Petition in the form of a resolution from the town of Trimble, Pierce county, against the passage of No. 623, A.

To committee on Railroads.

By Mr. Lord:

Pet. No. 242, A.,

Petition of Peter Lewis and fifty-four other farmers, asking for the passage of No. 623, A.

To committee on Railroads.

By Mr. Strong:

Pet. No. 243, A.,

Petition in form of a communication from seven labor unions requesting the passage of No. 633, A., relating to trial by jury.

To committee on Judiciary.

By Mr. Loébs:

Pet. No. 244, A.,

Petition by N. J. Paulus and sixty-five others, praying for the passage of bill No. 649, A., to discontinue a part of the Fond du Lac road in Ozaukee county.

To committee on Roads and Bridges.

By Mr. Reynolds:

Pet. No. 245, A.,

Petition in form of a resolution passed by common council, city of Grand Rapids, favoring the passage of No. 342, S., abolishing the taxation of credits.

To committee on Assessment and Collection of Taxes.

By Mr. Arneman:

Pet. No. 246, A.,

Petition from the town of Winchester, Winnebago county, on bill No. 623, A.

To committee on Railroads.

By Mr. Arnemann:

Pet. No. 247, A.,

Petition from the village of Winneconne, Winnebago county, on bill No. 623, A.

To committee on Railroads.

By Mr. Cowling:

Pet. No. 248, A.,

Petition of Milo Buckstaff and 133 other citizens of Winnebago county, against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Morgan:

Pet. No. 249, A.,

Petition of 100 persons of town of Neva, Langlade county, in favor of passage of bill No. 623, A.

To committee on Railroads.

By Mr. Carpenter:

Pet. No. 250, A.,

Petition in form of a resolution by town residents of Almond, Portage county, in favor of No. 623, A.

To committee on Railroads.

By Mr. Carpenter:

Pet. No. 251, A.,

Petition in form of a resolution of town of Lanark of Portage county, in favor of No. 623, A.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 252, A.,

Petition in form of resolutions adopted at the annual town meeting of the town of Auburn in Chippewa county, Wisconsin, favoring the passage of No. 623, A.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 253, A.,

Petition in form of resolutions adopted at the annual town meeting in the town of Bloomer, Chippewa county, Wisconsin, favoring the passage of bill No. 623, A., by a vote of 141 for and none against.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 254, A.,

Petition in form of a resolution adopted at the annual town meeting in the town of Colburn, Chippewa county, Wis., April 7, 1903, favoring passage of bill No. 623, A., by a unanimous vote.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 255, A.,

Petition of D. W. McCart and 61 others of Chippewa county, Wis., for the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 256, A.,

Petition of Wilson Donner and one hundred and four others, of Chippewa county, Wis., for the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Ainsworth:

Pet. No. 257, A.,

Petition in form of a resolution passed at Delafield, Wis., in favor of No. 623, A.

To committee on Railroads.

By Mr. Ainsworth:

Pet. No. 258, A.,

Petition signed by D. C. Jones and thirty-five other of town of Delafield, Waukesha county, favoring passage bill No. 623, A.

To committee on Railroads.

By Mr. Ainsworth:

Pet. No. 259, A.,

Petition in form of a resolution adopted by unanimous vote at Pewaukee in open meeting.

To committee on Railroads.

By Mr. Ainsworth:

Pet. No. 260, A.,

Petition by Esau Braumont and fifty others of the town of Lisbon, Waukesha county, favoring the passage of No. 623, A.

To committee on Railroads.

By Mr. Ainsworth:

Pet. No. 261, A.,

Petition by Gerrits and sixty-seven others in the town of Brookfield, Waukesha county, favoring passage of 623, A.

To committee on Railroads.

By Mr. Ainsworth:

Pet. No. 262, A.,

Petition of William Pepper and seventy others in town of Pewaukee, Waukesha county, favoring passage of 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 263, A.,

Petition in form of a resolution unanimously passed at the annual town meeting of the town of Maple Valley, Oconto county, Wisconsin, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 264, A.,

Petition of H. F. Barston and 79 others of the town of Mable Valley, Oconto county, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. Johnstone:

Pet. No. 265, A.,

Petition of citizens of Waukesha county, favoring the passage of No. 623, A., railway commission bill.

To committee on Railroads.

By Mr. Johnstone:

Pet. No. 266, A.,

Petition in form of a resolution passed by town board of town of Waukesha in favor of passage of bill No. 623, A.

To committee on Railroads,

By Mr. Johnstone:

Pet. No. 267, A.,

Petition of Ed. Burton and others in favor of passage of bill 623, A.

To committee on Railroads.

By Mr. Johnstone:

Pet. No. 268, A.,

Petition of John N. Davidson and others, favoring the passage of the railway commission bill.

To committee on Railroads.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 38, A.,

A bill to change the boundaries of the ninth and third judicial circuits and to fix the time for holding the terms of court in the county of Marquette and the ninth judicial circuit,

No. 156, A.,

A bill to amend section 1636j of the Wisconsin statutes of 1898 and chapter 189 of the laws of 1899,

No. 184, A.,

A bill to amend sections 875 and 878 of the Wisconsin statutes of 1898, relating to village officers,

No. 188, A.,

A bill relating to abandonment by non-user of streets and highways,

No. 311, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class,

No. 312, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class, and adjournments of proceedings in justice courts,

No. 489, A.,

A bill to amend section 925e of the Wisconsin statutes of 1898, relating to the division of property between towns and villages,

No. 507, A.,

A bill to repeal section 7 of chapter 301 of the laws of 1899, relating to marriages,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that said bills be severally indefinitely postponed.

Mr. Dudgeon dissents from the report of the committee upon bill No. 38, A.

FRANK A. CADY,

Chairman.

The committee on Judiciary, to whom was referred:

No. 618, A.,

A bill ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the state of Wisconsin, and authorizing the acquisition thereof,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 488, A.,

A bill to amend chapter 40 of the Wisconsin statutes of 1898, by adding a new section to be known as section 925ee, relating to the division of taxes between towns and villages,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted and that when so amended said bill do pass. (Substitute hereto attached.)

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No 21 A.,

A bill to provide attorneys for poor persons.

No. 371, A.,

A bill providing for the recording of notice of claim of dower right.

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 20, A.,

A bill to legalize conveyances of real property made by husband directly to wife and the records of such conveyances,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that said bill do pass.

No. 483, A.,

A bill relating to marriage of divorced persons,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute be adopted and that when so amended said bill do pass.

FRANK A. CADY,
Chairman

The committee on Claims, to whom was referred:

No. 301, A.,

A bill to appropriate the sums of money hereafter named to the Wisconsin state board of agriculture,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Roads and Bridges, to whom was referred:

No. 8, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes of 1898, relating to county aid in building and repairing bridges,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Insert after the word "town" in line sixteen the words "board and county bridge commissioners."

And with the recommendation that when so amended that said bill do pass.

B. S. PETERSON,
Chairman.

The committee on Roads and Bridges, to whom was referred:

No. 5, A.,

A bill to amend section 1319 of the Wisconsin statutes, relating to county aid in completing or repairing bridges,

No. 195, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes of 1898, relating to county aid for bridges.

No. 434, A.,

A bill to amend section 1319 of the Wisconsin statutes of 1898, relating to county aid in building or repairing bridges,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

B. S. PETERSON,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 438, A.,

A bill to authorize A. P. Bixby and Andrew Bottolfson, their heirs and assigns, to build and maintain a dam across Apple river, Polk county, Wis.,

No. 444, A.,

A bill to facilitate the taking of testimony in contested matters or proceedings in county courts,

No. 446, A.,

A bill amendatory of chapter 78 of the statutes of 1898, as amended by subdivision 4a of section 1679—1 of chapter 356, of the laws of Wisconsin for the year 1899 and amendatory of said chapter 356, of the laws of Wisconsin for the year 1899,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 438, A., 444, A., and 446, A., were severally each referred to the committee on Bills on their Third Reading.

The committee on Engrolled Bills, to whom was referred:

No. 635, A.,

A bill to provide for the improvement of portions of streets, avenues and boulevards for park purposes,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,

Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 115, S.,

A bill relating to official bonds, amending section 702 and subsection 38 of section 1966 of the statutes of 1898,

No. 151, S.,

A bill to amend section 925—176 of the statutes of 1898, relating to improvements in cities, by adding a new sub-division thereto,

And has non-concurred in.

No. 197, A.,

A bill to amend section 1561 of chapter 66 of the statutes of 1898,

No. 480, A.,

A bill relating to the probate and construction of wills, repealing chapter 397 of the laws of 1901, and amendatory of section 4041a of the statutes of 1898.

And has concurred in the assembly amendment to

No. 67, S.,

A bill to change the method of selecting grand jurors in all counties of this state having a population of more than one hundred and fifty thousand inhabitants and to provide for the attendance of a stenographic reporter at the sessions of such grand juries.

And has concurred in

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, "An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,"

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property.

Has amended, and concurred in as amended,

No. 70, A.,

A bill to amend section 1759a of the Wisconsin statutes, relating to preferred stock,

No. 302, A.,

A bill to amend section 4136, of the statutes of 1898, relating to courts taking judicial notice of public acts of congress, and the statutes of other states,

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes,

MR. SPEAKER:

I am directed to inform you that the senate has requested by resolution a committee on conference on bills No. 350, S., and 584 A., and has appointed as such committee on the part of the senate, Senators Whitehead, Stout and Kreutzer.

SENATE MESSAGE CONSIDERED.

Bill No. 115, S., was

Read first and second times, and

Referred to the committee on Judiciary.

Bill No. 151, S., was

Read first and second times, and

Referred to the committee on Cities.

In compliance with the request of the senate the speaker appointed Messrs. Smalley, Bradford and Dahl to represent the assembly on the committee on conference on bills Nos. 350, S and 584, A.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 25, A.,
Joint resolution relating to the final adjournment of the legislature.

On motion of Mr. Martin,
Referred to joint committee on Rules.

BILLS READY FOR A THIRD READING.

No. 275, A.,

A bill to amend section 406a, of the Wisconsin statutes of 1898, as amended by chapter 170, laws of 1899, as amended by chapter 370, laws of 1901, relating to an annual appropriation for the normal school fund income.

The ayes and noes being required, bill No. 275, A., was passed: Ayes, 83; noes, none; absent or not voting, 17.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, La Du, Lane, Leroy, Loeb, Lord, Miller, Moldenhauer, Morgan, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thoreson, Timlin, Valentine, Verbeck, Wallrich, Westfahl, Whitson, Williams, Willott and Mr. Speaker—83.

Noes—None.

Absent or not voting—Messrs. Bartzen, Braddock, Carberry, Finnegan, Hodgins, Koch, Lang, Martin, Morris, Price, Rankl, Root, Terens, Thiessenhusen, Thompson, Waterman and White—17.

No. 91, A.,

A bill to amend sub-division two (2) of section 2704 of the Wisconsin statutes of 1898, relating to qualifications of bail.

Passed.

Amendment to title offered by the committee on Judiciary in its report of April 2 was adopted.

No. 549, A.,

A bill providing for the issuance of certificates to primary teachers in certain cases, without examination.

Passed.

No. 632, A.,

A bill to amend section 927 of the statutes of 1898, relating to powers of villages, and cities especially incorporated, and to amend sections 919a and 919d of the statutes of 1898, relating to the construction of sewers and drains in villages.

Passed.

Amendment to title offered by the committee on Judiciary in its report of April 2 was adopted.

No. 97, S.,

A bill changing the time of holding general terms of circuit courts in and for the counties of Portage and Waupaca in the seventh judicial court,

No. 160, S.,

A bill to provide for reprinting the first ten volumes of the Wisconsin historical collections,

No. 245, S.,

A bill to amend sub-chapter 7, of chapter 40a of statutes of 1898, relating to the powers of the common council,

No. 248, S.,

A bill relating to school boards and common and high schools in cities of the first class containing a population of 150,000,

Were severally concurred in.

BILLS TO BE ORDERED TO A THIRD READING.

No. 341, S.,

A bill relating to proceedings for the disposition of estate of infants and other wards, and adding section 3519b to the statutes of 1898,

Ordered to a third reading.

BILLS TO BE ORDERED TO ENGROSSMENT AND A THIRD READING.

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to support of inmates of veterans home.

Amendment offered by the committee on Claims in its report of April 13 adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural experimental association.

Amendment offered by the committee on Claims in its report of April 13 was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 358, A.,

A bill to make the twelfth of February, Abraham Lincoln's birthday, a legal holiday,

The ayes and noes being demanded, the assembly refused to order bill No. 358, A., engrossed and read a third time: Ayes, 21; noes 64; absent or not voting, 15.

The vote was as follows:

Ayes—Messrs. Benson, Brittan, Cowling, Crowley, Frear, Hannifin, Hassa, Karel, LaDu, Martin, Moldenhauer, Morris, Rakow, Reed, Sidler, Smalley, Smith C. H., Timlin, Wallrich, Waterman and Westfahl—21.

Noes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Becker, Beedle, Bradford, Breitwisch, Cady, Carpenter, Chandler, Coffland, Cosgrove, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Fridd, Fritzke, Gilman, Haderer, Hamm, Hartung, Irvine, Johnson F., Johnson Henry, Johnson Thomas, Johnstone, Kehrein, Kern, Kimball, Kinney, Lane, Loebs, Lord, Miller, Morgan, Osborn, Peterson, Potter, Ray, Reynolds, Rupp, Slade, Smelker, Smith A. E., Stevens, Strong, Szymarek, Tarrell, Thiesenhusen, Thoreson, Valentine, Verbeck, Whitson, Williams, Willott and Mr. Speaker—64.

Absent or not voting—Messrs. Bartzen, Braddock, Carberry, Finnegan, Hodgins, Koch, Lang, LeRoy, Price, Rankl, Root, Terens, Thompson and White—15.

No. 368, A.,

A bill to amend paragraph 27, section 731, and paragraph 34 of section 731, of the Wisconsin statutes of 1898, in relation to sheriff's fees and also providing for the expenses of telephone and telegraph messages in relation to criminal matters.

Amendment in the form of a substitute offered by the committee on Judiciary was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 454, A.,

A bill to amend chapter 23 of the laws of 1895, entitled, An act to establish a municipal court at Oconomowoc for the western municipal district of the county of Waukesha as amended by chapter 225, laws of 1897, and conferring civil and appellate jurisdiction upon said municipal court.

Amendment in the form of a substitute offered by the committee on Judiciary was adopted, and the bill, as amended,

Ordered engrossed and read a third time.

No. 456, A.,

A bill appropriating a sum of money therein named to the Kilbourn inter-county fair and amusement association and directing the secretary of state to audit the claims of said association for state aid hereafter.

Amendment in the form of a substitute offered by the committee on Agriculture was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 500, A.,

A bill to create a municipal court in the county of Dunn, and city of Menominee,

Amendment in the form of a substitute offered by the committee on Judiciary was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 531, A.,

A bill to prohibit political lobbyists from attempting to personally influence the votes of members of the legislature, the votes of individual electors for nominees or for candidates for the nomination for any elective office; the appointment or discharge of any appointive officer, and from receiving or soliciting money from corporations and other sources for personal uses in return for influence for or against any nominee or any candidate for the nomination for any elective office,

David Evans, Jr., moved that bill No. 531, A., be re-referred to the committee on State Affairs.

Mr. Frear moved to amend Mr. Evans' motion so that the bill be referred to the committee on Judiciary.

Mr. Evans accepted the amendment.

The ayes and noes being demanded, the motion was lost and the assembly refused to re-refered bill No. 53, A., to the committee on Judiciary: Ayes, 40; noes, 44; absent or not voting, 16.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Bartlett, Becker, Beedle, Benson, Bradford, Brittan, Chandler, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Ekern, Evans D., Jr., Frear, Fridd, Fritzke, Gilman, Irvine, Johnson Thos., Kimball, Loeb, Peterson, Potter, Smalley, Smelker, Smith A. E., Stevens, Tarrell, Thoreson, Valentine, Verbeck, Wallrich, Whitson, Williams and Mr. Speaker—40.

Noes—Messrs. Barker, Breitwisch, Cady, Carpenter, Coffland, Cosgrove, Cowling, Douglas, Dudgeon, Evans E. W., Haderer, Hamm, Hannifin, Hartung, Hassa, Johnson F., Johnson Henry, Johnstone, Karel, Kehrein, Kern, Kinney, La Du, Lane, Lord, Martin, Moldenhauer, Morgan, Morris, Osborn, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smith C. H., Strong, Szymarek, Thiessenhusen, Timlin, Westfahl and Willott—44.

Absent or not voting—Messrs. Bartzen, Braddock, Carberry, Finnegan, Hodgins, Koch, Lang, LeRoy, Miller, Price, Rankl, Root, Terens, Thompson, Waterman and White—16.

Mr. Osborn offered an amendment as follows:

Amend section 3 by adding at the end thereof the words: "nor to circulate nomination papers for himself or solicit votes for his nomination or election to any officer under the laws of the state of Wisconsin or the U. S."

Mr. Osborn moved to re-refer the bill and pending amendments to the committee on Ways and Means,

Which motion was lost.

Mr. Cady moved to re-refer the bill to the committee on Fish and Game, .

Which motion was lost.

The question then being upon the amendment offered by Mr. Evans April 13,

The Evans amendment was lost.

On motion of Mr. Ray,

The vote by which the assembly refused to re-refer bill No. 531, A., to the committee on Judiciary was reconsidered.

The question then being, Shall bill No. 531, A., be re-referred to the committee on Judiciary,

The motion prevailed, and the bill was re-referred to the committee on Judiciary,

No. 565, A.,

A bill to amend sections 9, 10 and 15 of chapter 96 of the laws of 1891, and enacting a new section to said chapter 96 of the laws of 1891, to be known as section 7a, entitled, An act to create a municipal court in and for the county of Langlade.

Amendment in the form of a substitute offered by the committee on Judiciary was adopted, and bill, as amended, was

Ordered engrossed and read a third time.

No. 646, A.,

A bill amendatory of section 2424 of the statutes of 1898, as amended by chapter 110, laws of 1901, as amended by chapter 299, laws of 1901, relating to the terms of court in the fifteenth judicial circuit of Wisconsin.

On motion of Mr. Strong,

Re-referred to the committee on Judiciary.

MOTIONS CONSIDERED.

On motion of Mr. Ainsworth,

Bill No. 301 was recommitted to the committee on Claims.

ADJOURNMENT.

On motion of Mr. Irvine,

The assembly adjourned.

WEDNESDAY, APRIL 15, 1903.

10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. H. A. Miner offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, LaDu, Lane, LeRoy, Loebs, Lord, Martin, Miller, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—94.

Absent—Messrs. Braddock, Lang, Moldenhauer, Price, Terrens and Timlin—6.

Absent with leave—Messrs. Braddock and Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Terrens, Timlin and Moldenhauer for this session

LETTERS, PETITIONS, ETC.

By Mr. Thompson:

Pet. No. 269, A.,

Petition in form of a resolution by citizens of the second assembly district of Dane county, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 270, A.,

Petition by seventy-seven residents of the town of Anson, Chippewa county, Wisconsin, favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Bartlett:

Pet. No. 271, A.,

Petition in form of a resolution adopted unanimously at the annual town meeting in the town of Anson, Chippewa county, Wis., favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Koch:

Pet. No. 272, A.,

Petitions from citizens of town of Greenbush, Sheboygan county, Wis., favoring passage of bill No. 623, A.

To committee on Railroads.

By Mr. Strong:

Pet. No. 273, A.,

Petition of Paul Kaumberg, P. M., and fifty-nine other residents of Ashland county, in support of No. 623, A.

To committee on Railroads.

By Mr. Koch:

Pet. No. 274, A.,

Petition in form of a resolution from citizens of town of Scott, Sheboygan county, Wis., favoring passage of bill No. 623, A.

To committee on Railroads.

By Mr. Koch:

Pet. No. 275, A.,

Petition from citizens of town of Herman, Sheboygan county, Wis., favoring passage of bill No. 623, A.

To committee on Railroads.

By Mr. Koch:

Pet. No. 276, A.,

Petition by citizens of Sheboygan, in favor of passage of bill No. 623, A.

To committee on Railroads.

By Mr. Strong:

Pet. No. 277, A.,

Petition in form of a communication from twelve labor unions, asking for the passage of bill No. 638, A., relating to trial by jury.

To committee on Judiciary.

By Mr. Dudgeon:

Pet. No. 278, A.,

Petition in form of a communication from D. Stephens and fifty-four others of the 1st assembly district of Dane county, favoring bill No. 623, A.

To committee on Railroads.

By Mr. Valentine:

Pet. No. 279, A.,

Petition of F. D. Hall and others of Johnstown, Rock county, Wisconsin, against passage of senate bill No. 342, exempting bonds, notes, mortgages, etc., from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. White:

Pet. No. 280, A.,

Petition of C. C. Howard and others of Magnolia, Rock county, Wis., against passage of senate bill No. 342, exempting bonds, notes, mortgages, etc., from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Morgan:

Pet. No. 281, A.,

Petition of 46 citizens of town Langlade, Langlade county, in favor of passage of No. 623, A.

To committee on Railroads.

By Mr. Cowling:

Pet. No. 282, A.,

Petition of the Morgan company and 28 other manufacturers and shippers of Winnebago county, against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 283, A.,

Petition in the form of a resolution passed at the annual town meeting of the town of Gillett, Oconto county, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 284, A.,

Petition in the form of a resolution passed at the annual town meeting of the town of Breed, Oconto county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Root:

Pet. No. 285, A.,

Petition of citizens of Grand Chute, Wis., favoring bill No. 623, A.,

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 286, A.,

Petition of John Dick and twenty-nine other citizens of Suring, Wisconsin, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 287, A.,

Petition in form of a resolution passed at the annual town meeting of the town of Oconto, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 288, A.,

Petition in form of a resolution passed at the annual town meeting of the town of Spruce, Oconto county, in favor of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 289, A.,

Petition in form of a resolution passed at the annual town meeting of the town of Little River in Oconto county, signed by town board in favor of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 290, A.,

Petition of R. A. Muirely and forty-three others of the town of Little River in Oconto county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Johnson:

Pet. No. 291, A.,

Petition of August Schenebeck and 90 others of the town of Spruce, Oconto county, in favor of passage of bill No. 623, A.

To committee on Railroads.

By Mr. H. Johnson:

Pet. No. 292, A.,

Petition of Frank Carey and ninety others, residents of the town of Oconto, Oconto county, Wisconsin, in favor of passage of bill No. 623, A.

To committee on Railroads.

RESOLUTIONS INTRODUCED.

By Mr. Cady:

Res. No. 32, A.,

Resolution relating to the withdrawal of bills and joint resolutions.

Be it resolved, That hereafter no bill or joint resolution be withdrawn from any committee, returned to the clerk's desk, nor to the member introducing the same, nor to any other member, unless by unanimous consent of the assembly, or unless the motion for such withdrawal or return shall lay over at least one day after being made.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Judiciary:

No. 651, A.,

A bill amendatory of sub-section 51, of section 925—52 of the statutes of 1898, relative to the powers of the common council of cities under the general law.

To committee on Cities.

By Committee on Judiciary:

No. 652, A.,

A bill to confer additional powers upon corporations organized for the purpose of driving, storing, booming, handling or rafting logs or timber and for improving the navigation of any stream in the state.

To committee on Judiciary.

By Committee on Judiciary:

No. 653, A.,

A bill to confer additional power upon street and electric railroad corporations.

To committee on Judiciary.

By Committee on Judiciary:

No. 654, A.,

A bill amendatory of section 925—139 of the statutes of 1898, relating to "board of review."

To the calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 86, A.,

A bill to abolish contributory negligence as a defense in all actions for the recovery of damages caused by the negligence of any person.

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, which amendment and substitute bill is submitted to the assembly for consideration without recommendation, the committee being equally divided thereon. Messrs. Bradford, Dudgeon, Ekern, Smelker, Martin and Cady being in favor of recommending said amendment and substitute bill for adoption and said bill when so amended for passage. Messrs. Morris, Carpenter, Cowling, Douglas, Wallrich and Strong being opposed to such favorable recommendation. The proposed amendment in the form of a substitute bill is therefore submitted without recommendation.

FRANK A. CADY,
Chairman.

Your committee would also beg leave to return several petitions and requests praying for the passage of bill No. 86, A., with the recommendation that said petitions be placed on file in the office of the secretary of state.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 246, A.,

A bill to grant relief to Walter Schmidt for injuries received at the Wisconsin industrial school for boys at Waukesha, Wisconsin, while an inmate thereof, legally confined, in 1900, and making an appropriation therefor,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill No 246, A., do pass.

Mr. Bradford and Mr. Cowling dissent from the report of the committee.

Your committee would further ask leave to return herewith eight separate documents consisting of photograph, certificate of proof, correspondence, a synopsis of legislative procedure and authority, a statement of facts, and three affidavits, all of which are pertinent to said bill No. 246, A., and which should in our judgment be preserved by the state. Your committee has fully examined the same and would recommend that the same be at once delivered to the secretary of state and placed on file in said office.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 47, S.,

A bill to amend section 925—269 of the statutes of 1898, relating to the jurisdiction of justices, constables, etc., in city in two or more counties,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that said bill be concurred in.

No. 126, S.,

A bill permitting the filing of undertakings by surety companies as security for costs in justice court,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 254, A.,

A bill to amend chapter 218 of the laws of 1899, entitled, "An act to establish a district court in the county of Milwaukee, Wisconsin," as amended by section 1 of chapter 70, of the laws of 1901,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the words "to amend" where said words appear in the title of said bill and insert in lieu thereof the words "amendatory of."

And with the recommendation that when so amended the bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 88, S.,

A bill to amend section 764 of the statutes of 1898, relating to fees for register of deeds,

Has had said bill under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the title of said bill and insert in lieu thereof the following words and figures as the title of said bill:

"A bill amendatory of section 764 of the statutes of 1898, relating to 'fees; salary, when.'"

And with the recommendation that when so amended said bill be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 519, A.,

A bill to amend chapter 301, of the laws of 1899, relating to marriages,

No. 303, A.,

A bill to create a commission to pass upon the legality of proposed legislation before its passage,

No. 568, A.,

A bill to give control of the practice and procedure in the circuit courts wholly within one county, to the judges of said courts, and to amend sections 2424, 2592, 2825 and 2826 of the Wisconsin statutes of 1898,

No. 572, A.,

A bill to amend section 3072, of the Wisconsin statutes of 1898, relating to cases in appeal,

No. 638, A.,

A bill to provide for trial by jury in proceedings arising from violation of injunctive orders,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

Mr. Strong dissents from the report of the committee upon bill No. 638, A.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 71, S.,

A bill to amend section 1, of chapter 99, of the laws of 1891, entitled, "An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county," as amended by chapter 45, of the laws of 1897, and by chapter 1, of the laws of 1899, and also to amend section 24 of said act of 1891,

Has had the same under consideration, and has instructed me to report the same back with amendments as follows:

Strike out all of section 2 of said bill. Also, strike out all of section 3 of said bill. Insert in lieu of said sections 2 and 3 of said bill the following: "Section 2. This act shall take effect and be in force from and after its passage and publication."

And with the recommendation that when so amended said bill be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 410, A.,

A bill to provide for the terms of court in the seventeenth judicial circuit of the state of Wisconsin and to amend chapter 103 of the laws of Wisconsin for 1901,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 482, A.,

A bill to appropriate to J. E. Jones, Byron Kinnear and James Towers the sum named therein,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the title of said bill and insert in lieu thereof the following: "A bill to appropriate to J. E. Jones, Byron Kinnear and James Towers a sum of money as therein named for expenses incurred under and by virtue of chapter 282 of the laws of 1901," as the title of said bill. Further amend said bill by inserting after the word "appropriated" where said word appears in the first line of section 1 of said bill the following: "to J. E. Jones, Byron Kinnear and James Towers." Further amend said bill by striking out the words "the date of" where said words appear in the first line of section 2 of the printed bill.

And with the recommendation that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

Bill No. 482, A., was rereferred to committee on Claims.

The committee on Judiciary asks leave to introduce two bills, one being a bill to confer additional powers upon corporations organized for the purpose of driving, storing, booming, handling or rafting logs or timber and for improving the navigation of any stream in this state. The other being a bill to confer additional power upon street and electric railroad corporations.

Your committee would report that it has not considered said bills nor either of the same and I am instructed to make recommendation that each of said bills be referred back to the committee on Judiciary.

FRANK A. CADY,
Chairman.

The committee on Judiciary asks leave to introduce a bill, being a bill amendatory of sub-section 51 of section 925—52 of the statutes of 1898, relative to the powers of common councils of cities under the general law. Your committee would make report that it has fully considered said bill, and I am instructed to report the same to the assembly with the recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary asks leave to introduce a bill, being a bill amendatory of section 925—139 of the statutes of 1898, relating to "board of review."

Your committee would further make report that said bill has been fully considered, and has instructed me to report upon the same and make recommendation that said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Claims, to whom was referred:

No. 615, A.,

A bill to better provide for the care and safety of the records in the state land office,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Insert the words "not exceeding one thousand dollars" after the word "act," where it occurs in line 2 in section 2 of the printed bill, so that said section when so amended shall read: "There is hereby appropriated out of any money in the state treasury not otherwise appropriated, a sum sufficient to carry out the provisions of this act, not exceeding one thousand dollars."

And with the recommendation that when so amended it do pass.

DAVID EVANS, Jr.,
Chairman.

The committee on Cities, to whom was referred bills Nos. 139, S., and 171, S.:

No. 139, S.,

A bill relating to asphalt street paving in cities of the first class,

No. 171, S.,

A bill to amend section 1 of chapter 197, laws of 1893, as amended by section 1 of chapter 200, laws of 1897, and to amend section 1 of chapter 206, laws of 1893, as amended by section 1 of chapter 191, laws of 1897, relating to acts granting to the city of Milwaukee certain submerged lands adjacent to the shore of Lake Michigan for public park and boulevard purposes,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally each concurred in.

GEO. H. RAY,
Chairman.

The committee on Cities, to whom was referred:

No. 542, A.,

A bill authorizing cities to purchase and own property for isolation hospital purposes outside of their territorial limits,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

GEO. H. RAY,
Chairman.

The committee on Public Health and Sanitation, to whom was referred:

No. 599, A.,

A bill to amend section 1418, of the Wisconsin statutes of 1898, relating to slaughter houses,

Have had the same under consideration, and have instructed me to report the same back with the recommendation that it do pass.

No. 359, A.,

A bill to reimburse the several counties, towns, cities and villages of the state for expenses incurred in taking care of persons having small pox during the years 1900, 1901 and 1902, and making on appropriation therefor,

No. 409, A.,

A bill to amend section 1548a of the Wisconsin statutes of 1898, relating to the practice of pharmacy and pharmacists' liquor permits,

No. 612, A.,

A bill creating a new section of the Wisconsin statutes of 1898 to be known as section 1024d, requiring the keepers of cemeteries within the state of Wisconsin to file with the register of deeds for their respective counties a certificate certifying to the number of graves dug and interments made, and providing for blank forms and fees therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

E. W. WHITSON,
Chairman.

The committee on Dairy and Food, to whom was referred:

No. 330, A.,

A bill providing for annual reports to the dairy and food commissioner by managers or owners of cheese factories and creameries,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute, and with the recommendation that when so amended it do pass.

S. D. SLADE,
Chairman.

The committee on Roads and Bridges, to whom was referred:

No. 492, A.,

A bill to amend section 1258 of the Wisconsin statutes of 1898, relating to compensation of superintendents of highways.

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the word "Wisconsin" where it occurs in the first line of section 1 of said bill.

And when so amended has instructed me to report the same back with the recommendation that it do pass.

Also amend title by striking out the word "Wisconsin" where it occurs in the title.

B. S. PETERSON,
Chairman.

The committee on Roads and Bridges, to whom was referred:
No. 649, A.,

A bill authorizing the supervisors of the town of Fredonia, to discontinue a part of the state road, known as the Fond du Lac road, which road is laid out from Port Washington, in Ozaukee county, Wis., through said county, in a northwesterly direction, and into Washington county,

No. 630, A.,

A bill to amend chapter 52 of the statutes of 1898, by adding thereto a section to be known as section 1275b, providing for the laying out of highways in certain cases,

Has had said bills separately under consideration, and has instructed me to report the same back with the recommendation that they do severally pass.

B. S. PETERSON,
Chairman.

The committee on Engrossed Bills, to whom was referred:
No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home,

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein specified,

No. 104, A.,

A bill to amend sections 1941—24 and 1941—26 of the statutes of 1898, pertaining to church insurance corporations,

No. 129, A.,

A bill to appropriate to John H. Kemper a sum of money therein named for expenses of election contest,

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural experimental association,

No. 213, A.,

A bill amendatory of section 1339 of the statutes of 1898, as amended by chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the statutes of 1898, relating to damages caused by defective highways,"

No. 368, A.,

A bill amendatory of paragraph 34 of section 731 of the statutes of 1898, as amended by section 15 of chapter 351, of the laws of 1899, in relation to sheriffs' fees; also, providing for the compensation of sheriffs and agents of the state under the provisions of chapter 193 of the statutes of 1898, and acts amendatory thereof, and chapter 126 of the laws of 1901,

No. 439, A.,

A bill to appropriate to Griffith Bowen, sometimes called Griffith Roberts, the sum of \$1,399.42, which escheated to the state of Wisconsin Aug. 6th, 1901, for the reason that the said Griffith Roberts, to all intents and purposes, should be considered as the adopted child of David Bowen and Margaret Bowen, his wife, who died without issue or heirs,

No. 456, A.,

A bill establishing the Kilbourn inter-county fair association on the same basis as other county fairs, and directing the secretary of state to audit the claims of said association for state aid hereafter,

No. 503, A.,

A bill authorizing cities of the first class, owning and operating a water works system, to apply the surplus earnings of said system to the construction and equipment of a municipal lighting plant and for other purposes,

No. 565, A.,

A bill amendatory of sections nine, ten and fifteen of chapter ninety-six of the laws of 1891, as amended by chapter 278 of the laws of Wisconsin for 1891, and enacting a new section to said chapter ninety-six of the laws of 1891, to be known and designated as section 7a, entitled, An act to create a municipal curd in and for the county of Langlade,

No. 636, A.,

A bill governing the importation of branded or range western horses,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,
Chairman.

Bills Nos. 96, A., 103, A., 104, A., 129, A., 189, A., 213, A., 368, A., 439, A., 456, A., 503, A., 565, A., and 636, A.

Were severally each referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 438, A.,

A bill to authorize A. P. Bixby and Andrew Bottolfson their heirs and assigns, to build and maintain a dam across Apple river, Polk county, Wisconsin,

No. 444, A.,

A bill to facilitate the taking of testimony in contested matters or proceedings in county courts,

No. 446, A.,

A bill amendatory of chapter seventy-eight of the statutes of 1898, as amended by subdivision 4a of section 1679—1, chapter 356 of the laws of Wisconsin for the year 1899, and amendatory of said chapter 356 of the laws of Wisconsin for the year 1899.

Has examined the same, and has instructed me to report them back as correct.

F. H. LORD,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 161, S.,

A bill to prevent the docking of horses,

No. 168, S.,

A bill validating and legalizing in certain cases, grants, privileges, powers, franchises and immunities heretofore conferred upon individuals or corporations by municipalities,

No. 356, S.,

A bill to amend paragraph 7, section 564 of the statutes of 1898, so as to authorize visits to and inspections of county and municipal, charitable, reformatory and penal institutions, and incorporated industrial schools, hospitals and asylums, to be made by the secretary of the state board of control and to provide for the reimbursement of his actual and necessary expenses incurred in the performance of such duties.

And has amended, and concurred in as amended.

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, "An act to authorize George W. Volk and others, to erect and maintain a dam across Oconto river, in Oconto county, Wisconsin,

No. 288, A.,

A bill providing for the disqualification of court commissioners in certain cases, and creating a new section of the statutes of 1898, to be known and designated as section 2582a and adding the same thereto,

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of certain sections of the statutes of 1898,

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation and amending the statutes of 1898 by adding one section to be known and designated as section 4095a,

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages.

And has concurred in

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record, and amendatory of section 2586 of the statutes of 1898,

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGillivray, his heirs, associates and assigns, to build a dam across the Flambeau river in Chippewa county, Wisconsin,"

No. 219, A.,

A bill amendatory of section 2020 of the statutes of 1898, relative to deposits by minors, females and trustees,

No. 231, A.,

A bill relating to the salary of commissioners of drainage districts and amendatory of subdivision 30 of section 1379 of the statutes of 1898,

No. 265, A.,

A bill amendatory of section 3813a of the statutes of 1898, relating to the "discharge of mortgage, judgments, etc.,"

No. 272, A.,

A bill amendatory of section 690, statutes of 1898 relating to rebinding and transcribing public records,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301 of the laws of 1893, relating to the superior court of Douglas county,

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

No. 345, A.,

A bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

No. 473, A.,

A bill to amend section 153, statutes of 1898, relating to the state treasurer,

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county,

No. 513, A.,

A bill amendatory of section 919c of the statutes of 1898, relating to borrowing money or levying a tax upon the taxable real and personal property in any village for the construction and maintenance of sewers and drains,

No. 576, A.,

A bill to provide for the permanent record and numbering of schools districts,

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts in the matter of providing and equipping school buildings,

No. 594, A.,

A bill relating to the payment of judgment by garnishees and amendatory of chapter 158 of the statutes of 1898,

No. 616, A.,

A bill amending section 578 of the statutes of 1898, relating to instruction of deaf mutes in villages and cities and the organization of schools therefor,

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery,

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to the compensation of jurors and talesmen.

SENATE MESSAGE CONSIDERED.

Bill No. 161, S., was

Read first and second times, and

Referred to committee on State Affairs.

Bill No. 168, S., was

Read first and second times, and

Referred to committee on Railroads.

Bill No. 356, S., was

Read first and second times, and

Referred to calendar.

SENATE MESSAGES CONSIDERED.

Senate amendments to

No. 70, A.,

A bill to amend section 1759a of the Wisconsin statutes of 1898, relating to preferred stock,

No. 302, A.,

A bill to amend section 4136 of Wisconsin the statutes of 1898, relating to courts taking judicial notice of public acts of congress, and the statutes of other states,

No. 614, A.,

A bill to authorize cities of the third class to issue bonds for school purposes,

Were severally each concurred in.

BILLS READY FOR A THIRD READING.

No. 540, A.,

A bill to amend section 1042b of the Wisconsin statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter,

On motion of Mr. Wallrich,

Laid over until April 16.

No. 341, S.,

A bill relating to proceedings for the disposition of estates of infants and other wards, and adding section 3519b to the statutes of 1898.

Concurred in.

On motion of Mr. Cady,

The vote by which bill No. 341. S., was concurred in was reconsidered.

Mr. Cady offered by unanimous consent, an amendment as follows:

At the end of section 1 of said bill add the following: "The duly authenticated copy of the appointment of any guardian or conservator appointed in any other state, district, territory or foreign country, together with a duly authenticated copy of the appointment of the special guardian of such infant or incompetent person, shall also be properly recorded and tract indexed in the office of the register of deeds of the county in which such real estate is situated. The expense of such record shall in all cases be borne by the grantor or special guardian."

Amendment adopted, and bill, as amended,

Concurred in.

BILLS TO BE ORDERED TO ENGROSSMENT AND A THIRD READING

No. 8, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes, relating to county aid in building and repairing bridges.

Amendment offered by the committee on Roads and Bridges in its report of April 14 was adopted, and the bill, as amended,

Ordered engrossed and read a third time.

No. 608, A.,

A bill amending section 1621c of the Wisconsin statutes of 1898, relating to the appointment of a commissioner of the bureau of labor and industrial statistics,

The ayes and noes being demanded, the assembly refused to order bill No. 608, A., to engrossment and a third reading: Ayes, 32; noes, 57; absent or not voting, 11.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Beedle, Bradford, Brittan, Carpenter, Dahl, Dinsdale, Donald, Douglas, Dudgeon, Evans D., Jr., Frear, Fridd, Gilman, Johnson F., Koch, Le Roy, Loebs, Morgan, Morris, Peterson, Root, Smelker, Stevens, Strong, Thoreson, Valentine, Waterman, Whitson, Williams and Mr. Speaker—32.

Noes—Messrs. Arneman, Barker, Bartlett, Bartzen, Becker, Benson, Breitwisch, Cady, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dixon, Doolittle, Ekern, Evans E. W., Finnegan, Fritzke, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Lane, Lord, Miller, Osborn, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smith A. E., Smith C. H., Szymarek, Tarrell, Thiessenhusen, Thompson, Verbeck, Wallrich, Westfahl, White and Willott—57.

Absent or not voting—Messrs. Braddock, Haderer, Hodgins, La Du, Lang, Martin, Moldenhauer, Price, Smalley, Terens and Timlin—11.

No. 20, A.,

A bill to legalize conveyances of real property made by husband directly to wife and the records of such conveyances,

No. 618, A.,

A bill ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the state of Wisconsin, and authorizing the acquisition thereof,

Were severally ordered engrossed and read a third time.

No. 21, A.,

A bill to provide attorneys for the poor persons,

On motion of Mr. Rankl,

Referred to the committee on Judiciary.

No. 5, A.,

A bill to amend section 1319 of the Wisconsin statutes, relating to county aid in completing or repairing bridges,

No. 38, A.,

A bill to change the boundaries of the ninth and third judicial circuits and to fix the times for holding court in the county of Marquette and the ninth judicial circuit,

No. 156, A.,

A bill to amend section 1636j of the Wisconsin statutes of 1898 and chapter 189 of the laws of 1899, relating to damages in personal injury cases,

No. 184, A.,

A bill to amend sections 875 and 878 of the Wisconsin statutes of 1898, relating to village officers,

No. 188, A.,

A bill relating to abandonment by non-users of streets and highways.

No. 195, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes of 1898, relating to county aid for bridges,

No. 311, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class,

No. 312, A.,

A bill relating to the jurisdiction of justices of the peace in cities of the first class, and adjournments of proceedings in justice courts,

No. 371, A.,

A bill providing for the recording of notice of claim of dower right,

No. 434, A.,

A bill to amend section 1319 of the Wisconsin statutes of 1898, relating to county aid in building or repairing bridges,

No. 489, A.,

A bill to amend section 925e of the Wisconsin statutes of 1898, relating to the division of property between towns and villages,

No. 507, A.,

A bill to repeal section 7 of chapter 301 of the laws of 1899, relating to marriages,

On motion of Mr. Barker,

Were severally each indefinitely postponed at one time.

MOTIONS CONSIDERED.

On motion of Mr. Thompson,

Bill No. 183, A., was returned to the clerk's desk.

On motion of Mr. Douglas,

Bill No. 183, A., was re-referred to committee on Agriculture.

ADJOURNMENT.

On motion of Mr. Smelker,

The assembly adjourned.

THURSDAY, APRIL 16, 1903.

10:00 O'CLOCK A. M.]

The assembly met.

The speaker in the chair.

The Rev. H. A. Miner offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Haderer, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Szymarek, Tarrell, Thiessenhusen, Thoreson, Thompson, Timlin, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—95.

Absent—Messrs. Braddock, Carpenter, Lang, Price and Terens—5.

Absent with leave—Messrs. Braddock and Price.

LEAVE OF ABSENCE

Was granted

To Mr. Carpenter indefinitely.

50—A. J.

LETTERS, PETITIONS, ETC.

By Mr. Cowling:

Pet. No. 293, A.,

Petition of H. C. Sawtell and fifty-six other citizens of Winnebago county, against the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Brittan:

Pet. No. 294, A.,

Petition from the voters of the village of Bradford and the surrounding vicinity, in the county of Rock and state of Wisconsin, protesting against the passage of senate bill No. 342, exempting bonds, notes, mortgages and all credits from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Brittan:

Pet. No. 295, A.,

Petition from the voters of the township of Plymouth, in the county of Rock and state of Wisconsin, protesting against the passage of senate bill No. 342, exempting bonds, notes, mortgages, and all credits from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. Morgan:

Pet. No. 296, A.,

Petition of forty-five residents of the town of Norwood, Langlade county, in favor of passage of No. 623, A., and resolution from the same town and for the same purpose.

To committee on Railroads.

By Mr. White:

Pet. No. 297, A.,

Petition of W. J. Millor and others of the town of Rock, Rock county, Wis., against the passage of No. 342, S., exempting bonds, notes and mortgages from taxation.

To committee on Assessment and Collection of Taxes.

By Mr. White:

Pet. No. 298, A.,

Petition of Ezra Goodrich et al., of the village of Milton and Milton Junction, against passage of No. 342, S.

To committee on Assessment and Collection of Taxes.

By Mr. Strong:

Pet. No. 299, A.,

Petition in form of a communication from labor unions from Ashland, Janesville, La Crosse and Sheboygan, requesting passage of 638, A., relating to trial by jury.

To committee on Judiciary

By Mr. Loebs:

Pet. No. 300, A.,

Petition in the form of a resolution from the town of Byron, Fond du Lac county, asking for the passage of bill No. 623, A.
To committee on Railroads.

By Mr. Finnegan:

Pet. No. 301, A.,

Petition in favor of the passage of bill No. 623, A.
To committee on Railroads.

By Mr. White:

Pet. No. 302, A.,

Petition of H. O. Trosten and others of Oxfordville, Rock county, Wisconsin, against the passage of No. 342, S., exempting bonds, notes and mortgages from taxation.

To committee on Assessment and Collection of Taxes

By Mr. Hodgins:

Pet. No. 303, A.,

Petition of citizens of Black Creek, Seymour and Cicero, in favor of bill No. 623, A.

To committee on Railroads.

RESOLUTIONS INTRODUCED.

By Mr. David Evans, Jr.:

Jt. Res. No. 26, A.,

Joint resolution permitting D. G. Williams to introduce a bill.

Resolved by the assembly, the senate concurring, That Mr. D. G. Williams of Columbia county be given permission to introduce a bill.

Laid over.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Lumber and Mining:

No. 655, A.,

A bill to authorize Daniel C. Baldwin and Hannah C. Baldwin, their heirs and assigns, to build and maintain a dam across Red Cedar river, Dunn county, Wisconsin.

To calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 49, S.,

A bill to amend section 1557 of the statutes of 1898, relative to the selling, furnishing or giving away to minors intoxicating or malt liquors,

Has had said bill under consideration, and has instructed me to report the same back with amendments as follows:

Strike out the words "to amend" where said words appear in the title of said bill and insert in lieu thereof the words "amendatory of." Further amend said bill by striking out the word "the" where said word occurs in line twelve of section 1 of said bill and insert in lieu thereof the letter "a".

Further amend said bill by inserting after the word "intoxication" where said word occurs at the end of line twelve of section 1 of said bill the word "and."

And with the recommendation that when so amended, said bill be concurred in.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 167, A.,

A bill to amend section 1557 of the Wisconsin statutes of 1898, relating to the sale of liquor to minors, or intoxicated persons, or near hospitals,

Has had said bill under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 646, A.,

A bill amendatory of section 2424 of the statutes of 1898, as amended by chapter 110, laws of 1901, as amended by chapter 299, laws of 1901, relating to the terms of court in the fifteenth judicial circuit of Wisconsin,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

Your committee would further ask leave to return to the desk of the clerk of this assembly twelve separate petitions and com

munications asking for the passage of bill No. 77, A. Your committee would recommend that the same be delivered to the secretary of state and placed on file in his office.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 506, A.,

A bill to provide for gradual statutory revision and for a compilation of the general statutes and making an appropriation therefor,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, printed and a copy thereof placed upon the file of each member of the assembly. It is recommended by the committee that said bill No. 506, A., be amended by the adoption of the substitute submitted and that when so amended said bill be submitted for the consideration of the assembly without recommendation from this committee.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

Pet. No. 243, A.,

A petition in the form of different communications from several thousand persons addressed to the gentleman from Ashland county, Hon. A. E. Strong, favoring the passage of bill No. 638, A.,

Asks leave to report thereon that said communications have been fully considered and it is recommended that they be each severally returned to the gentleman from Ashland for possible use in future political campaigns.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 92, A.,

A bill to amend subdivision 15 of section 2982 of the Wisconsin statutes of 1898, relating to property exempt from execution,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended, said bill do pass. (Substitute hereto attached.)

Your committee would also ask leave to herewith return to the desk of the clerk petitions Nos. 191, A., 194, A., 236, A., 157, A., 85, A., 81, A., 43, A., 190, A., 210, A., 128, A., 159, A., 153, A., 179, A., and 78, A., all asking for the passage of bill No. 92, A. Also remonstrance No. 92, A., and remonstrance No. 158, A., remonstrating against the passage of bill No. 92, A.

Your committee would recommend that said petitions and remonstrances be delivered to the secretary of state and placed on file in his office.

FRANK A. CADY,
Chairman.

The committee on Claims, to whom was referred:

No. 294, A.,

A bill to appropriate money for the further prosecution of the geological and natural history survey of the state,

Has had the same under consideration, and has instructed me to report the same back with recommendation that said bill, as amended by the committee on State Affairs, do pass,

No. 624, A.,

A bill to appropriate a certain sum of money for the purchase of stationery for the use of the state,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Claims, to whom was referred:

Substitute for No. 301, A.,

A bill to appropriate the sums of money hereafter named to the Wisconsin state board of agriculture.

Have had the same under consideration, and have instructed me to report the same back with the recommendation that the substitute be adopted, and the bill when so amended do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Cities, to whom was referred:

No. 151, S.,

A bill to amend section 925—176 of the statutes of 1898, relating to improvements in cities,

No. 216, S.,

A bill to amend chapter 265, of the laws of 1898, relating to a pension fund for members of the police department in cities of the first class,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be concurred in.

No. 217, S.,

A bill to amend chapter 264 of the laws of 1899, relating to a pension fund for members of the fire department in cities of the first class,

With an amendment in the form of a substitute, and when so amended that the bill be concurred in.

No. 528, A.,

A bill to repeal chapter 132, of the laws of Wisconsin for 1901, relating to cities,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that the same be indefinitely postponed.

GEO. H. RAY,
Chairman.

The committee on State Affairs, to whom was referred:

No. 210, A.,

A bill to appropriate to Al. Abraham a sum of money therein named,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:

No. 251, A.,

A bill to amend chapter 297 of the laws of 1901, and to appropriate a further sum of money to the board of managers of the St. Louis World's Fair,

Has had the same under consideration, and has instructed me to report the same back with an amendment, as follows:

Strike out after the word "of" where it occurs in the third line of section 3 of the printed bill, the words "two hundred" and insert in lieu thereof, the words "seventy-five."

And with the recommendation that when so amended the bill do pass.

W. L. ROOT,
Chairman.

Bills Nos. 210, A., and 251, A., were re-referred to committee on Claims.

The committee on Finance, Banks and Insurance, to whom was referred:

No. 74, S.,

A bill to authorize certain life insurance companies to transact the business of personal, accident and health insurance,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

N. E. LANE,
Chairman.

The committee on Education, to whom was referred:

No. 53, S.,

A bill to amend section 4951 of the statutes of 1898, relating to bible and religious instruction,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be non-concurred in.

JAMES JOHNSTONE,
Chairman

The committee on Manufactures, to whom was referred:

No. 490, A.,

A bill to provide for districting the state into factory inspection districts, and to provide for the appointment of ten state factory inspectors, and making an appropriation therefor.

Has had same under consideration, and has instructed me to report the same back for indefinite postponement.

Mr. Crowley and Sidler dissenting.

GEO. RANKL,
Chairman

The committee on Manufactures, to whom was referred:

No. 131, S.,

A bill to amend chapter 274 of the laws of 1899, entitled, 'An act to regulate the employment of minors in the state of Wisconsin,'

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be non concurred in.

GEO. RANKL,
Chairman.

The committee on Manufactures, to whom was referred:

No. 66, A.,

A bill to amend chapter 274 of the laws of 1899, as amended by chapter 182 of the laws of 1901, relating to child labor,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

GEO. RANKL,

Chairman.

The committee on Lumber and Mining, to whom was referred:

A bill to authorize Daniel C. Baldwin and Hannah C. Baldwin, their heirs and assigns, to build and maintain a dam across Red Cedar river, Dunn county, Wisconsin,

Has had same under consideration, and has instructed me to report the same back with the recommendation that the bill do pass.

HENRY JOHNSON,

Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 8, A.,

A bill to amend section 1319 of chapter 52 of the statutes of 1898, relating to county aid in building and repairing bridges,

No. 20, A.,

A bill to legalize conveyances of real property made by husband directly to wife, and the records of such conveyances,

No. 454, A.,

A bill amendatory of chapter 23, of the laws of 1895, entitled, An act to establish a municipal court at Oconomowoc for the western municipal districts of the county of Waukesha as amended by chapter 225, laws of 1897, and conferring civil and appellate jurisdiction upon said municipal court,

No. 500, A.,

A bill relative to the establishment of a municipal court in and for the county of Dunn,

No. 618, A.,

A bill ceding to the United States, exclusive jurisdiction over certain lands acquired for public purposes, within the state of Wisconsin, and authorizing the acquisition thereof,

Has had the same under consideration, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 8, A., 20, A., 454, A., 500, A., and 618, A., were severally each referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein named,

No. 104, A.,

A bill to amend section 1941—24 and 1941—26 of the statutes of 1898, pertaining to church insurance, corporations,

No. 129, A.,

A bill to appropriate to John H. Kemper a sum of money therein named for expenses of election contest,

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural experimental association,

No. 213, A.,

A bill amendatory of section 1339 of the statutes of 1898, as amended by chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the statutes of 1898, relating to damages caused by defective highways,

No. 368, A.,

A bill amendatory of paragraph 34 of section 731 of the statutes of 1898, as amended by section 15 of chapter 351 of the laws of 1899, in relation to sheriffs' fees; also, providing for the compensation of sheriffs and agents of the state under the provisions of chapter 193 of the statutes of 1898 and acts amendatory thereof, and chapter 126 of the laws of 1901,

No. 565, A.,

A bill amendatory of sections 9, 10 and 15 of of chapter 96 of the laws of 1891, as amended by chapter 278 of the laws of Wisconsin for 1891, and enacting a new section to said chapter 96 of the laws of 1891, to be known and designated as section 7a, entitled, "An act to create a municipal court in and for the county of Langlade,"

No. 636, A.,

A bill governing the importation of branded or range western horses,

Has examined the same and has instructed me to report them back as correct.

No. 96, A.,

A bill to amend section 1529a of the statutes of 1898 as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home,

No. 439, A.,

A bill to appropriate to Griffith Bowen, sometimes called Griffith Roberts, the sum of \$1,399.42, which escheated to the state of Wisconsin Aug. 6th, 1901, for the reason that the said

Griffith Roberts, to all intents and purposes, should be considered as the adopted child of David Bowen and Margaret Bowen, his wife, who died without issue or heirs,

No. 456, A.,

A bill establishing the Kilbourn inter-county fair association on the same basis as other county fairs, and directing the secretary of state to audit the claims of said association for state aid hereafter,

No. 503, A.,

A bill authorizing cities of the first class, owning and operating a water works system, to apply the surplus earnings of said system to the construction and equipment of a municipal lighting plant and for other purposes,

Has examined the same, and with verbal changes, has instructed me to report them back as correct.

F. H. LORD,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 481, A.,

A bill to amend section 925—186 of the statutes of 1898, relating to legalizing special assessments for street improvements and providing for reassessments of special taxes in certain cases in all cities of the first and second class in this state,

No. 276, A.,

A bill to reimburse the normal school fund for certain money lost on a special loan to the Eau Claire light guard company to provide an armory,

No. 165, A.,

A bill to amend chapter 90 of the laws of 1901, entitled, An act to regulate the treatment and control of dependent, neglected and delinquent children in counties having over one hundred and fifty thousand population,

No. 265, A.,

A bill to amend section 3813a of the statutes of 1898, relating to the discharge of mortgages, judgments, etc.,

No. 616, A.,

A bill amending section 578 of the statutes of 1898, relating to instruction of deaf mutes in villages and cities and the organization of schools therefor.

No. 513, A.,

A bill amendatory of section 919c of the statutes of 1898, relating to borrowing money or levying a tax upon the taxable real and personal property in any village for the construction and maintenance of sewers and drains,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEORGE E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has passed, and asks the concurrence of the assembly in,

No. 317, S.,

A bill to authorize J. H. Palmer, his heirs and assigns, to build and maintain a dam and make improvements on Long Lake creek,

No. 346, S.,

A bill to amend section 1 of chapter 295 of the laws of Wisconsin for the year 1899, entitled, "An act to authorize the governor to make a settlement of the war claims of Wisconsin against the Federal government and to provide an appropriation therefor.

Has amended, and concurred in as amended,

No. 65, A.,

A bill, amendatory of section 751 of the statutes of 1898, relating to compensation of district attorneys.

SENATE MESSAGE CONSIDERED.

Bill No. 317, S., was

Read first and second times, and

Referred to the committee on Lumber and Mining.

Bill No. 346, S., was

Read first and second times, and

Referred to the committee on State Affairs.

SENATE MESSAGE CONSIDERED.

Senate amendments to

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, "An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin."

No. 288, A.,

A bill to amend chapter 117 of the Wisconsin statutes of 1898, by adding thereto a section to be known as section 2582a,

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendment of chapter 154 of the Wisconsin statutes of 1898,

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation, and amending the Wisconsin statutes of 1898 by adding one section to be known as section 4095a,

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages, Were severally concurred in.

BILLS READY FOR A THIRD READING.

No. 438, A.,

A bill to authorize A. P. Bixby and Andrew Bottolfson, their heirs and assigns, to build and maintain a dam across Apple river, Polk county, Wis.,

No. 444, A.,

A bill to provide for a shorthand reporter for the county court of Green county in certain cases therein mentioned,

Were severally each passed.

No. 446, A.,

A bill to amend section 1679—1, chapter 356, laws of 1899, relating to negotiable instruments,

On motion of M. Ekern,

Re-referred to the committee on Judiciary.

No. 540, A.,

A bill to amend section 1042b of the Wisconsin statutes of 1898, relating to the equalization of the assessment of certain personal property, and giving powers to the tax commission to hear complaints and evidence in the matter,

The ayes and noes being demanded, bill No. 540, A., was passed: Ayes, 48; noes, 35; absent or not voting, 17.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Beedle, Brittan, Cady, Carberry, Chandler, Coffland, Dahl, Dinsdale, Dixon, Doolittle, Douglas, Ekern, Evans E. W., Finnegan, Frear, Fritzke, Gilman, Johnson F., Johnson Henry, Johnson Thos., Karel, Kehrein, Kimball, Koch, La Du, Lane, Le Roy, Loebs, Martin, Miller, Morgan, Peterson, Root, Smelker, Stevens, Tarrell, Thoreson, Thompson, Valentine, Verbeck Wallrich, White, Whitson, Williams and Mr. Speaker—48.

Noes—Messrs. Barker, Bartlett, Bartzen, Becker, Benson, Bradford, Breitwisch, Cosgrove, Cowling, Donald, Dudgeon, Evans D., Jr., Fridd, Hamm, Hannifin, Johnstone, Kern, Lord, Moldenhauer, Morris, Osborn, Potter, Rakow, Ray, Reed, Reynolds, Rupp, Sidler, Slade, Smith A. E., Smith C. H., Strong, Szymarek, Westfahl and Willott—35.

Absent or not voting—Messrs. Braddock, Carpenter, Crowley, Haderer, Hartung, Hassa, Hodgins, Irvine, Kinney, Lang, Price, Rankl, Smalley, Terens, Thiessenhusen, Timlin and Waterman—17.

BILLS TO BE ORDERED TO A THIRD READING.

No. 47, S.,

A bill to amend section 925—269, of the statutes of 1898, relating to the jurisdiction of justices, constables, etc., in city located in two or more counties,

No. 126, S.,

A bill permitting the filing of undertakings by surety companies as security for costs in justice court,

No. 139, S.,

A bill relating to asphalt street paving in cities of the first class,

No. 171, S.,

A bill to amend section 1 of chapter 197, laws of 1893, as amended by section 1 of chapter 200, laws of 1897, and to amend section 1 of chapter 206, laws of 1893, as amended by section 1 of chapter 191, laws of 1897, relating to acts granting to the city of Milwaukee certain submerged lands adjacent to the shore of Lake Michigan for public park and boulevard purposes,

No. 356, S.,

A bill to amend paragraph 7, section 564, of the statutes of 1898, so as to authorize visits to and inspections of county and municipal charitable, reformatory and penal institutions, and incorporated industrial schools, hospitals and asylums, to be made by the secretary of the state board of control, and to provide for the reimbursement of his actual and necessary expenses incurred in the performance of such duties,

Were severally ordered to a third reading.

No. 71, S.,

A bill to amend section 1, chapter 99, laws of 1891, an act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, as amended by chapter 45, laws of 1897, and by chapter 1, laws of 1899, and also amend section 24 of same act of 1891,

Amendment offered by the committee on Judiciary in its report of April 15 was adopted, and the bill, as amended,

Ordered to a third reading.

No. 88, S.,

A bill to amend section 764 of the statutes of 1898, relating to fees for register of deeds,

Amendment offered by the committee on Judiciary in its report of April 15 was adopted, and bill, as amended,

Ordered to a third reading.

The speaker called D. Evans, Jr., to the chair

BILLS TO BE ORDERED TO ENGROSSMENT AND A THIRD READING.

No. 254, A.,

A bill to amend chapter 218 of the laws of 1899, entitled, "An act to establish a district court in the county of Milwaukee, Wisconsin," as amended by section 1 of chapter 70, of the laws of

No. 630, A.,

A bill to amend chapter 52 of the statutes of 1898, by adding thereto a section to be known as section 1275b, providing for the laying out of highways in certain cases,

No. 649, A.,

A bill authorizing the supervisors of the town of Fredonia, to discontinue a part of the state road, known as the Fond du Lac road, which road is laid out from Port Washington, in Ozaukee county, Wis., through said county, in a northwesterly direction, and into Washington county,

Were severally ordered engrossed and read a third time.

No. 492, A.,

A bill to amend section 1258 of the Wisconsin statutes of 1898, relating to compensation of superintendents of highways,

Amendment offered by the committee on Roads and Bridges in its report of April 15 was adopted, and the bill, as amended,

Ordered engrossed and read a third time.

No. 615, A.,

A bill to better provide for the care and safety of the records in the state land office,

Amendment offered by the committee on Claims in its report of April 15 was adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 599, A.,

A bill to amend section 1418, of the Wisconsin statutes of 1898, relating to slaughter houses,

Amendment offered by Mr. Doolittle as follows:

By striking out in the eighth line where they appear in the printed bill "within the limits of any village, incorporated or unincorporated, or."

Amendment adopted, and bill, as amended,

Ordered engrossed and read a third time.

No. 359, A.,

A bill to reimburse the several counties, towns, cities and villages of the state for expenses incurred in taking care of persons having small pox during the years 1900, 1901 and 1902, and making an appropriation therefor.

The question being, Shall this bill be indefinitely postponed? and

The ayes and noes being demanded, bill No. 359, A., was indefinitely postponed: Ayes, 59; noes, 25; absent or not voting, 16.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartzén, Becker, Beedle, Benson, Breitwisch, Brittan, Chandler, Coffland, Cowling, Crowley, Dahl, Dinsdale, Dixon, Doolittle, Douglas, Ekern, Evans D., Jr., Evans E. W., Fridt, Fritzke, Hamm, Hannifin, Hartung, Hassa, Irvine, Johnson Henry, Karel, Kehrein, Kern, Kimball, Kinney, Koch, Loebis, Lord, Moldenhauer, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Rupp, Sidler, Slade, Smelker, Smith C. H., Stevens, Tarrel, Thiessenhusen, Thompson, Valentine, Verbeck, Westfahl, White and Whitson—59.

Noes—Messrs. Andrew, Bartlett, Bradford, Cady, Cosgrove, Donald, Dudgeon, Frear, Gilman, Johnson F., Johnson Thos., Johnstone, La Du, Lane, Martin, Morgan, Morris, Osborn, Reed, Strong, Thoreson, Wallrich, Waterman, Williams and Mr. Speaker—25.

Absent or not voting—Messrs. Braddock, Carberry, Carpenter, Finnegan, Haderer, Holgins, Lang, Le Roy, Miller, Price, Smalley, Smith A. E., Szymarek, Terens, Timlin and Willott—16.

No. 303, A.,

A bill to create a commission to pass upon the legality of proposed legislation before its passage,

No. 409, A.,

A bill to amend section 1548a of the Wisconsin statutes of 1898, relating to the practice of pharmacy and pharmacists' liquor permits,

No. 519, A.,

A bill to amend chapter 301, of the laws of 1899, relating to marriages,

No. 542, A.,

A bill authorizing all cities to purchase and own property for isolation hospital purposes outside of their territorial limits,

No. 568, A.,

A bill to give control of the practice of and procedure in the circuit courts wholly within one county, to the judges of said courts, and to amend sections 2424, 2592, 2825 and 2826 of the Wisconsin statutes of 1898,

No. 572, A.,

A bill to amend section 3072, of the Wisconsin statutes of 1898, relating to cases in appeal,

No. 612, A.,

A bill creating a new section of the Wisconsin statutes of 1898 to be known as section 1024d, requiring the keepers of cemeteries within the state of Wisconsin to file with the register of deeds for their respective counties a certificate certifying to the number of graves dug and interments made, and providing for blank forms and fees therefor,

On motion of Mr. Crowley,

Were severally each indefinitely postponed at one time.

MOTIONS CONSIDERED.

On motion of Mr. Cady,

Bill No. 246, A., was referred to the committee on Claims.

On motion of Mr. Cady,

The rules were suspended by unanimous consent, and bill No. 345, A., was recalled from the enrolling room and returned to the committee on Judiciary.

ADJOURNMENT.

On motion of Mr. Westfahl,

The assembly adjourned.

FRIDAY, APRIL 17, 1903.
10 O'CLOCK A. M.

The assembly met.

The speaker in the chair.

The Rev. H. A. Miner offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, LeRoy, Loebs, Lord, Martin, Miller, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—88.

Absent—Messrs. Braddock, Carpenter, Haderer, Hamm, Hassa, Karel, Lang, Moldenhauer, Price, Szymarek, Terens and Timlin—12.

Absent with leave—Messrs. Braddock Carpenter and Price.

LEAVE OF ABSENCE

Was granted

To Messrs. Harderer, Hamm, Hassa, Karel, Terens and Timlin.

To Mr. Strong indefinitely.

LETTERS, PETITIONS, ETC.

By Mr. Root:

Pet. No. 304, A.,

Petition by seventy-two farmers and business men of Outagamie county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Root:

Pet. No. 305, A.,

Petition in form of a resolution adopted by a unanimous vote at the annual town meeting in the town of Ellington, Outagamie county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Kinney:

Pet. No. 306, A.,

Petition of E. W. VanBrunt and others favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Donald:

Pet. No. 307, A.,

Petition in form of a resolution adopted at the annual village meeting of the village of Mazomanie, Dane county, Wis., favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Donald:

Pet. No. 308, A.,

Petition of 769 residents of the 3rd assembly district of Dane county, Wis., favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Fridd:

Pet. No. 309, A.,

Petition by Henry Krebs and thirty-eight other residents of Nepeuskum, Winnebago county, against bill No. 413, A., concerning the killing of muskrats.

To committee on Fish and Game.

By Mr. Martin:

Pet. No. 310, A.,

Petition from Henry Vanden Huvel and eighteen other citizens of Brown county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. H. Fritzke:

Pet. No. 311, A.,

Petition from the common council of Milwaukee praying the legislature to amend chapter 313 of the laws of 1895, called the "city service act," so as to provide that examination papers of applicants shall be open for public inspection.

To committee on Judiciary.

By Mr. Bradford:

Pet. No. 312, A.,

Petition in form of a protest of 116 business men, citizens and merchants of Eau Claire county, against the passage of any bill radically changing laws relating to R. R. companies.

To committee on Railroads.

By Mr. Fridd:

Pet. No. 313, A.,

Petition of John Athran and numerous others of district No. 3, Winnebago county, asking for the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Cady:

Pet. No. 314, A.,

Petition of fifty-five persons, all residents of the town of Wood in Wood county, Wisconsin, asking for the passage of bill No. 623, A., also copy of resolutions adopted at the late town meeting.

To committee on Railroads.

By Mr. Fridd:

Pet. No. 315, A.,

Petition in the form of a resolution, adopted at the regular annual town meetings of the towns of Nekimi, Black Wolf, Algoma and Utica, urging the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Donald:

Pet. No. 316, A.,

Petition by six residents of the village of Mt. Horeb, Dane county, Wisconsin, against the passage of bill No. 623, A.

To committee on Railroads.

RESOLUTIONS INTRODUCED.

By Mr. Bradford:

Res. No. 33, A.,

Resolution requesting chairman of each committee to report the number of bills, senate and assembly, separately, remaining in the hands of the committee to the clerk of the assembly.

Resolved, That the chairman of each assembly standing committee report the number of all bills, senate and assembly, separately, remaining in the hands of the committee, to the clerk of this house in time for him to announce the same to the assembly session to be held next Tuesday.

Adopted.

BILLS INTRODUCED.

Read first and second times and referred:

By Committee on State Affairs:

No. 656, A.,

A bill to amend section 121 of the statutes of 1898, as amended by chapter 291, laws of 1901, relating to the distribution of blue books.

To committee on State Affairs.

By committee on Lumber and Mining:

No. 657, A.,

A bill authorizing Robert Gregnon, his successors and assigns, to build and maintain a dam across the Pecor brook in Oconto county, Wisconsin.

To calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was referred:

No. 307, S.,

A bill relating to city and village mutual fire insurance companies, and adding a new section to be known as section 1941—1a of the statutes of 1898,

Has had said bill and the pending amendment offered by the committee on Finance, Banks and Insurance under consideration, and has instructed me to report the same back with certain amendments to said bill as follows:

Strike out the words "and authorized acts" where said words appear in line number nine of section 1 of said bill. Further amend said bill by striking out all of lines number one and number two of section 1 of said bill and insert in lieu thereof the following:

"Section 1. There is hereby created and enacted a new section of the statutes of 1898. to be designated, numbered and which shall read as follows: Section 1941—1a. Any city."

Further amend said bill by striking out all of the title thereof and inserting in lieu thereof as the title of said bill the following:

"A bill relating to city and village mutual fire insurance companies and creating and enacting a new section of the statutes of 1898, to be designated and numbered section 1941—1a."

And with the recommendation that when so amended said bill be concurred in.

FRANK A. CADY,
Chairman

The committee on Judiciary, to whom was referred:

No. 633, A.,

A bill to abrogate the common law disabilities of married women on account of coverture,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

Messrs. Morris, Cowling and Wallrich dissent from the report of the committee upon said bill.

FRANK A. CADY,
Chairman.

The committee on Claims, to whom was referred:

No. 259, A.,

A bill to appropriate a certain sum to the eastern Wisconsin firemen's association,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the words and figures "four hundred (\$400.00)" where they appear in line two in section 1 of the printed bill, and insert in lieu thereof the words and figures "three hundred (\$300.00)."

And with the recommendation that when so amended the bill do pass.

No. 177, A.,

A bill to appropriate a certain sum to the Wisconsin state firemen's association,

Has had the same under consideration, and has instructed me to report the same back with an amendment as follows:

Strike out the words and figures "one thousand (\$1,000.00)" where they appear in line two in section one of the printed bill, and insert in lieu thereof the words and figures "eight thousand (\$8,000.00)."

And with the recommendation that when so amended the bill do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Claims, to whom was referred:

No. 257, A.,

A bill to appropriate the sum of ten thousand dollars to the regents of the university of Wisconsin for the purpose of purchasing stock for the experiment station farm,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

DAVID EVANS, JR.,
Chairman.

The committee on Education, to whom was referred:

No. 48, S.,

A bill to amend sections 439a and 439b, and to repeal section 439c, of the statutes of 1898, relating to attendance at school,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 74, A.,

A bill to amend chapter 27 of the Wisconsin statutes of 1898 relating to the common schools and making an appropriation therefor.

No. 306, A.,

A bill to amend sections 439a and 439b and to repeal section 439c of the Wisconsin statutes of 1898, relating to attendance at school,

No. 516, A.

A bill to amend section 702a of the Wisconsin statutes of 1898, relative to eligibility to the office of county superintendent of schools,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed. Mr. Fritzke dissenting from the report of the committee on No. 74, A. Mr. Lord dissents from the report of the committee on No. 516, A.

JAMES JOHNSTONE,
Chairman.

The committee on Cities, to whom was referred:

No. 598, A.,

A bill to amend section 926—11 of the Wisconsin statutes of 1898, relating to the issuing of bonds by the common council of any city incorporated by and operating under a special charter,

Has had the same under consideration, and has instructed me to report the same back with an amendment in the form of a substitute, and with the recommendation that same be referred to the Judiciary committee.

GEO. H. RAY,
Chairman.

Bill No. 598, A., was referred to the committee on Judiciary.

The committee on State Affairs, to whom was referred:

No. 346, S.,

A bill to amend section 1 of chapter 295 of the laws of Wisconsin for the year 1899, entitled, "An act to authorize the governor to make a settlement of the war claims of Wisconsin against the Federal government and to provide an appropriation therefor,"

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be concurred in.

No. 603, A.,

A bill to prohibit discrimination in the charges of telephone rentals in different cities and villages and fixing a penalty for the violation thereof.

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

Messrs. Fridd, Waterman and C. H. Smith dissent from the report of the committee.

W. L. ROOT,
Chairman.

The committee on State Affairs, to whom was referred:

No. 622, A.,

A bill providing a bounty for the destruction of crows and hawks,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass. (Conditioned that the author of the bill guarantees to protect a sufficient number of the ebony birds for future use of those who may be compelled biennially to "eat crow,"

W. L. ROOT,
Chairman.

The committee on Town and County Organization, to whom was referred:

No. 620, A.,

A bill to detach certain territory from the town of Lawrence in Gates county, and to create the town of Hawkins, to provide for town meetings therein and a final settlement between said towns,

No. 621, A.,

A bill to amend subdivisions 2 and 26 of section 5 of the statutes of 1898, relating to county boundaries,

Are recommended severally for passage.

No. 352, S.,

A bill relating to the county board and adding a new section to the statutes,

No. 253, S.,

A bill to alter the boundaries of certain towns in the county of Marinette, and create the towns of Athelstane, Beaver and Lake in said county,

Are severally recommended for concurrence.

No. 385, A.,

A bill to change the boundary lines of the town of Commonwealth in Florence county, state of Wisconsin, and to create from the territory of the town of Commonwealth, the town of Fence,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that they be severally each indefinitely postponed.

D. HODGINS,

Chairman.

The committee on Agriculture, to whom was referred:

No. 172, A.,

A bill to aid in advancing the cranberry industry in Wisconsin and making an appropriation therefor,

Has had the same under consideration, and has instructed me to report the same back with amendment as follows:

Strike out the words "five thousand," where they occur in section 4, in said bill, and insert in lieu thereof "twenty-five hundred."

No. 551, A.,

A bill making an appropriation to the Wisconsin agricultural experimental station for improvement in tobacco culture,

Has had the same under consideration, and instructed me to report same back with amendment as follows:

Strike out the word "ten" where it occurs in third line of said bill and insert in lieu thereof the word "six."

Also strike out the word "five" where it occurs in fourth line and insert in lieu thereof the word "three."

And with the recommendation that when so amended they do pass.

R. AINSWORTH,
Chairman.

Bills Nos. 172 A, and 551, A., were severally referred to the committee on Claims.

The committee on Agriculture, to whom was referred:

No. 497, A.,

A bill to appropriate a sum of money to the Wisconsin state poultry association,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

R. AINSWORTH,
Chairman.

The committee on Lumber and Mining beg leave to introduce a committee bill,

A bill to authorize Robert Greynon, his successors and assigns, to build and maintain a dam across Pecor brook in Oconto county,

The committee has had said bill under consideration, and has instructed me to report the same back with the recommendation that it do pass:

HENRY JOHNSON,
Chairman.

The committee on Ways and Means, to whom was referred:

No. 532, A.,

A bill to make treating at elections a misdemeanor and providing a penalty therefor,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it be indefinitely postponed.

JOS. WILLOTT, Jr.,
Chairman.

The committee on Engrossed Bills, to whom was referred:

No. 254, A.,

A bill to amend chapter 218 of the laws of 1899, entitled, "An act to establish a district court in the county of Milwaukee, Wisconsin," as amended by section 1 of chapter 70, of the laws of 1901,

No. 492, A.,

A bill to amend section 1258 of the statutes of 1898, relating to compensation of superintendents of highways,

No. 599, A.,

A bill to amend section 418, of the statutes of 1898, relating to slaughter houses,

No. 615, A.,

A bill to better provide for the care and safety of the records in the state land office,

No. 630, A.,

A bill to amend chapter 52 of the statutes of 1898, by adding thereto a section to be known as section 1275b, providing for the laying out of highways in certain cases,

No. 649, A.,

A bill authorizing the supervisors of the town of Fredonia, to discontinue a part of the state road, known as the Fond du Lac road, which road is laid out from Port Washington, Wis., in Ozaukee county, through said county, in a northwesterly direction, and into Washington county,

Has examined the same, and has instructed me to report the same back as correctly engrossed.

O. G. KINNEY,

Chairman.

Bills Nos. 254, A., 492, A., 599, A., 615, A., 630, A., 649, A., were severally re-referred to the committee on Bills on their Third Reading.

The committee on Bills on Third Reading, to whom was referred:

No. 8, A.,

A bill to amend section 1319 of chapter 52 of the statutes of 1898, relating to county aid in building and repairing bridges,

No. 20, A.,

A bill to legalize conveyances of real property made by husband directly to wife and the records of such conveyances,

No. 618, A.,

A bill ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the state of Wisconsin, and authorizing the acquisition thereof,

Has examined the same, and reports them back as correct.

No. 500, A.,

A bill relative to the establishment of a municipal court in and for the county of Dunn,

Has examined the same, and with verbal changes has instructed me to report it back as correct.

F. H. LORD,

Chairman

The committee on Enrolled Bills, to whom was referred:

No. 475, A.,

A bill relating to fences or other structures unnecessarily and maliciously erected for the purpose of annoying owners or occupants of adjoining property,

No. 272, A.,

A bill concerning the re-binding and transcribing of records,

No. 594, A.,

A bill relating to the payment of judgment by garnishees, and amendatory of chapter 158 of the Wisconsin statutes of 1898,

No. 44, A.,

A bill relating to the revocation and annulment of licenses to attorneys to practice in courts of record and amending section 2586 of the Wisconsin statutes,

No. 473, A.,

A bill to amend section 153, of the Wisconsin statutes of 1898, relating to the state treasurer,

No. 629, A.,

A bill to legalize the acts of the town board of the town of Turtle Lake, in Barron county, Wisconsin, relative to the sale and conveyance of the town cemetery,

No. 333, A.,

A bill granting to the United States jurisdiction over certain lands in Sauk county,

Has examined the same and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 504, A.

A bill relating to daily newspapers published in counties and cities of the first, second, third and fourth class and repealing chapter 319, of the laws of 1899

☐ Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has adopted and asks the concurrence of the assembly in,

Jt. Res. No. 18, S.,

Asking congress to call constitutional convention for the purpose of submitting to the states for ratification an amendment to the federal constitution providing for the election of United States senators by direct vote of the people.

And has non-concurred in

Jt. Res. No. 4, A.,

Relating to the election of United States senators by direct vote of the people.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has amended, and concurred in as amended,

No. 25, A.,

A bill to amend section 7, chapter 301, of the laws of 1898, relating to marriage licenses.

And has concurred in

No. 448, A.,

A bill to authorize trustees of county asylums for the chronic insane, and poor commissioners, to organize a mutual fire insurance company for the insurance of county asylums and almshouse property,

No. 504, A.,

A bill relating to daily newspapers published in counties and cities of the first, second, third and fourth class, and repealing chapter 319 of the laws of 1899.

And has non-concurred in

No. 459, A.,

A bill to protect administrators, executors, guardians, or other trustees, in the payment of funds by judgment of court against subsequent action by persons presumed to be dead,

No. 501, A.,

A bill pertaining to laying out public squares, grounds streets and alleys, and to the extending and enlarging, widening or vacating the same in cities of the first class.

MESSAGE FROM THE SENATE.

By THEO. W. GOLDIN, chief clerk thereof.

Mr. SPEAKER:

I am directed to inform you that the senate has concurred in the assembly amendments, to

No. 46, S.,

A bill validating contracts made and executed with municipal corporations by a foreign corporation before complying with the provisions of section 1770b, of the statutes of 1898, and acts amendatory thereof,

No. 280, S.,

A bill to amend section 4051, of the statutes of 1898, relating to fees in the county court,

No. 341, S.,

A bill relating to proceedings for the disposition of estates of infants and other wards, and adding section 3519b to the statutes of 1898.

SENATE MESSAGE CONSIDERED.

Jt. Res. No. 18, S.,

Was referred to the committee on Judiciary.

RESOLUTIONS CONSIDERED.

Jt. Res. No. 26, A.,

Joint resolution permitting D. G. Williams to introduce a bill,

Withdrawn, consent of the assembly being granted upon motion of David Evans, Jr.

No 65, A.,

Substitute bill to amend section 751 of the Wisconsin statutes of 1898, relating to district attorneys,

On motion of Mr. Frear,

Laid over until April 20.

No. 96, A.,

A bill to amend section 1529a of the Wisconsin statutes of 1898, as amended by chapter 304 of the laws of 1899, pertaining to the support of inmates of veterans' home,

The ayes and noes being required, bill No. 96, A., was passed: Ayes, 75; noes, none; absent or not voting, 25.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzon, Becker, Beedle, Benson, Bradford, Breitwisch, Cady, Carberry, Chandler, Coffland, Cosgrove, Crowley, Dahl, Dinsdale, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Hannifin, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Loebs, Lord, Martin, Miller, Morgan, Morris, Osborn, Peterson, Pot-

ter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smith A. E., Smith C. H., Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Verbeck, Wallrich, Westfahl, White, Whitson, Williams and Mr. Speaker—75.

Noes—None.

Absent or not voting—Messrs. Braddock, Brittan, Carpenter, Cowling, Dixon, Donald, Haderer, Hamm, Hartung, Hassa, Hodgins, Irvine, Karel, Lang, Le Roy, Moldenhauer, Price, Smelker, Stevens, Szymarek, Terens, Timlin, Valentine, Waterman and Willott—25.

No. 103, A.,

A bill to appropriate certain sums of money therein named to the several charitable, penal and reformatory institutions of the state for the purpose of defraying the current expenses thereof to the respective dates therein specified,

The ayes and noes being required, bill No. 103, A., was passed: Ayes, 70; noes, none; absent or not voting—30.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Chandler, Coffland, Cosgrove, Cowling, Dahl, Dinsdale, Doolittle, Douglas, Evans D. Jr., Finnegan, Frear, Fridd, Fritzke, Hannifin, Hodgins, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Loebbs, Lord, Martin, Miller, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Slade, Smalley, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Thoreson, Thompson, Verbeck, Wallrich, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—70.

Noes—None.

Absent or not voting—Messrs. Braddock, Carberry, Carpenter, Crowley, Dixon, Donald, Dudgeon, Ekern, Evans E. W., Gilman, Haderer, Hamm, Hartung, Hassa, Irvine, Johnson Henry, Karel, Lang, Le Roy, Moldenhauer, Price, Rankl, Sidler, Smelker, Szymarek, Terens, Thiessenhusen, Timlin, Valentine and Waterman—30.

No. 129, A.,

A bill to appropriate to John H. Kemper a sum of money therein named for expenses of election contest,

The ayes and noes being required, bill No. 129, A., was passed: Ayes, 42; noes, 37; absent or not voting, 21.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Beedle, Bradford, Cady, Carberry, Cowling, Dinsdale, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Gilman, Hannifin, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Kern, Kinney, Koch, Lane, Loebbs, Martin, Morgan, Morris, Peterson, Potter, Rakow, Slade, Smalley, Smith C. H., Strong, Thoreson, Verbeck, Wallrich, Williams and Mr. Speaker—42.

Noes—Messrs. Arneman, Barker, Bartlett, Bartzen, Becker,

Benson, Breitwisch, Brittan, Chandler, Coffland, Cosgrove, Crowley, Donald, Doolittle, Finnegan, Fritzke, Hartung, Johnson Henry, Kimball, La Du, Lord, Miller, Osborn, Reed, Reynolds, Root, Sidler, Smith A. E., Stevens, Szymarek, Tarrell, Thiessenhusen, Thompson, Waterman, Westfahl, Whitson and Willott—37.

Absent or not voting—Messrs. Braddock, Carpenter, Dahl, Dixon, Haderer, Hamm, Hassa, Karel, Kehrein, Lang, Le Roy, Moldenhauer, Price, Rankl, Ray, Rupp, Smelker, Terens, Timlin, Valentine and White—21.

No. 189, A.,

A bill to provide for an annual appropriation to the Wisconsin agricultural experimental association,

The ayes and noes being required, bill No. 189, A., was passed: Ayes, 79; noes, none; absent or not voting, 21.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dinsdale, Doolittle, Douglas, Dudgeon, Ekern, Evans, D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Gilman, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kern, Kimball, Kinney, Koch, La Du, Lane, Loeb, Lord, Martin, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Ray, Reed, Reynolds, Root, Rupp, Slade, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Thompson, Verbeck, Wallrich, Waterman, Westfahl, White, Williams, Williams, Willott and Mr. Speaker—79.

Noes—None.

Absent or not voting—Messrs. Braddock, Carpenter, Dahl, Dixon, Donald, Haderer, Hamm, Hassa, Karel, Kehrein, Lang, Le Roy, Miller, Moldenhauer, Price, Rankl, Sidler, Smalley, Szymarek, Terens, Timlin and Valentine—21.

No. 439, A.,

A bill to appropriate to Griffith Bowen, sometimes called Griffith Roberts, the sum of \$1,399.42, which escheated to the state of Wisconsin Aug. 6th, 1901, for the reason that the said Griffith Roberts, to all intents and purposes, should be considered as the adopted child of David Bowen and Margaret Bowen, his wife, who died without issue or heirs,

The ayes and noes being required, bill No. 439, A., was passed: Ayes, 79; noes, 10; absent or not voting, 21.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartzen, Becker, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Cowling, Crowley, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Hannifin, Hartung, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Kehrein, Kern,

Kimball, Kinney, Koch, La Du, Lane, LeRoy, Loebs, Martin, Miller, Morgau, Morris, Peterson, Potter, Rakow, Root, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarre'l, Thiessenhusen, Thoreson, Verbeck, Wallrich, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—68.

Noes—Messrs. Andrew, Bartlett, Beedle, Cosgrove, Dahl, Frear, Johnson Henry, Lord, Osborn, and Thompson—10.

Absent or not voting—Messrs. Braddock, Carpenter, Dixon, Haderer, Hamm, Hassa, Karel, Lang, Moldenhauer, Price, Rankl, Ray, Reed, Reynolds, Rupp, Sidler, Szymarek, Terens, Timlin, Valentine and Waterman—21.

No. 456, A.,

A bill appropriating a sum of money therein named to the Kilbourn inter-county fair and amusement association and directing the secretary of state to audit the claims of said association for state aid hereafter,

The ayes and noes being required, bill No. 456, A., was passed: Ayes, 69; noes, 5; absent or not voting, 26.

The vote was as follows:

Ayes—Messrs. Ainsworth, Andrew, Barker, Bartlett, Bartzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Finnegan, Frear, Fridd, Fritzke, Gilman, Hartung, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kern, Kimball, Kinney, Koch, Lane, LeRoy, Lord, Martin, Morgan, Morris, Osborn, Peterson, Potter, Ray, Reynolds, Sidler, Slade, Smalley, Smelker, Smith C. H., Stevens, Strong, Tarrell, Thiessenhusen, Thoreson, Verbeck, Wallrich, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—69.

Noes—Messrs. Arneman, Kehrein, La Du, Root and Thompson—5.

Absent or not voting—Messrs. Braddock, Carpenter, Dahl, Dixon, Evans E. W., Haderer, Hamm, Hannifin, Hassa, Hodgins, Karel, Lang, Loebs, Miller, Moldenhauer, Price, Rakow, Rankl, Reed, Rupp, Smith A. E., Szymarek, Terens, Timlin, Valentine and Waterman—26.

No. 104, A.,

A bill to amend sections 1941—24 and 1941—26 of the Wisconsin statutes of 1898, pertaining to church insurance corporations,

No. 213, A.,

A bill to amend chapter 305 of the general laws of Wisconsin for the year 1899, entitled, "An act to amend section 1339 of the Wisconsin statutes of 1898, relating to damages caused by defective highways,"

No. 368, A.,

A bill to amend paragraph 27, section 731, and paragraph 34 of section 731, of the Wisconsin statutes of 1898, in relation to sheriff's fees and also providing for the expenses of telephone and telegraph messages in relation to criminal matters,

No. 565, A.,

A bill to amend sections nine, ten and fifteen of chapter ninety-six of the laws of 1891, and enacting a new section to said chapter ninety-six of the laws of 1891, to be known as section 7a, entitled, An act to create a municipal court in and for the county of Langlade, .

No. 636, A.,

A bill governing the importation of branded or range western horses,

Were severally passed.

No. 503, A.,

A bill authorizing cities of the first class, owning and operating a water works system, to apply the surplus earnings of said system to the construction and equipment of a municipal lighting plant and for other purposes.

Passed.

Amendment to title offered by the committee adopted.

No. 47, S.,

A bill to amend section 925—269 of the statutes of 1898, relating to the jurisdiction of justices, constables, etc., in city located in two or more counties,

No. 71, S.,

A bill to amend section 1, chapter 99, laws of 1891, An act conferring civil, criminal and appellate jurisdiction upon the county court of Waukesha county, as amended by chapter 45, laws of 1897, and by chapter 1, laws of 1899, and also amend section 24 of same act of 1891,

No. 88, S.,

A bill to amend section 764 of the statutes of 1898, relating to fees for register of deeds,

No. 126, S.,

A bill permitting the filing of undertakings by surety companies as security for costs in justice court,

No. 139, S.,

A bill relating to asphalt street paving in cities of the first class,

No. 171, S.,

A bill to amend section 1 of chapter 197, laws of 1893, as amended by section 1 of chapter 200, laws of 1897, and to amend section 1 of chapter 206, laws of 1893, as amended by section 1 of chapter 191, laws of 1897, relating to acts granting to the

city of Milwaukee certain submerged lands adjacent to the shore of Lake Michigan for public park and boulevard purposes,
Were severally concurred in.

No. 356, S.,

A bill to amend paragraph 7, section 564, of the statutes of 1898, so as to authorize visits to and inspections of county and municipal, charitable, reformatory and penal institutions, and incorporated industrial schools, hospitals and asylums, to be made by the secretary of the state board of control, and to provide for the reimbursement of his actual and necessary expenses incurred in the performance of such duties,

The ayes and noes being required, bill No. 356, S., was concurred in: Ayes, 77; noes, none; absent or not voting, 23.

The vote was as follows:

Ayes—Messrs. Ainsworth, Arneman, Barker, Bartlett, Bartzzen, Becker, Beedle, Benson, Bradford, Breitwisch, Brittan, Cady, Carberry, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dahl, Dinsdale, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Frear, Fridd, Fritzke, Hannifin, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Johnstone, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lane, Loeb, Lord, Martin, Morgan, Morris, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reynolds, Root, Rupp, Sidler, Slade, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Strong, Tarell, Thoreson, Verbeck, Wallrich, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—77.

Noes—None.

Absent or not voting—Messrs. Andrew, Braddock, Carpenter, Dixon, Gilman, Haderer, Hamm, Hartung, Hassa, Karel, Lang, Le Roy, Miller, Moldenhauer, Price, Reed, Szymarek, Terens, Thiessenhusen, Thompson, Timlin, Valentine and Waterman—23.

MOTIONS CONSIDERED.

Mr. Ray moved that when the assembly adjourn, the adjournment be until 8:15 o'clock p. m., April 20.

Mr. Kinney moved to amend by making the time of adjournment 9:30 o'clock a. m., April 18.

The ayes and noes being demanded, the motion failed: Ayes, 40; noes 47; absent or not voting, 13.

The vote was as follows:

Ayes—Andrew, Arneman, Bartlett, Bartzzen, Becker, Beedle, Bradford, Breitwisch, Brittan, Cosgrove, Dahl, Dinsdale,

Doolittle, Ekern, Evans D., Jr., Evans E. W., Frear, Fridd, Fritzke, Gilman, Irvine, Johnson Henry, Johnson Thos., Kehrein, Kinney, La Du, Lane, Loebs, Lord, Martin, Miller, Morgan, Morris, Rupp, Smalley, Stevens, Strong, Thoreson, Whitson and Mr. Speaker—40.

Noes—Messrs. Ainsworth, Benson, Cady, Carberry, Chandler, Coffland, Cowling, Crowley, Dixon, Donald, Douglas, Dudgeon, Finnegan, Hannifin, Hartung, Hodgins, Johnson F., Johnstone, Kern, Kimball, Koch, Le Roy, Osborn, Peterson, Potter, Rakow, Rankl, Ray, Reed, Reynolds, Root, Sidler, Slade, Smelker, Smith A. E., Smith C. H., Tarrell, Thiessenhusen, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White and Williams—47.

Absent or not voting—Messrs. Braddock, Carpenter, Haderer, Hamm, Hassa, Karel, Lang, Moldenhauer, Price, Szymarek, Terens, Timlin and Willott—13.

The question then being on the original motion to adjourn to 8:45 o'clock p. m., April 20,

The motion carried.

Mr. Waterman moved to re-refer bill No. 603, A., to the committee on Judiciary.

The ayes and noes being demanded, the motion failed: Ayes, 35; noes, 52; absent or not voting, 13.

The vote was as follows:

Ayes—Messrs. Arneman, Barker, Beedle, Bradford, Breitwisch, Brittan, Cady, Coffland, Cowling, Crowley, Dahl, Dudgeon, Evans E. W., Fridd, Fritzke, Hartung, Johnstone, La Du, Martin, Morgan, Osborn, Rankl, Reed, Reynolds, Rupp, Sidler, Smelker, Smith A. E., Smith C. H., Thiessenhusen, Thompson, Wallrich, Waterman, Westfahl and Willott—35.

Noes—Messrs. Ainsworth, Andrew, Bartlett, Bartzon, Becker, Benson, Carberry, Chandler, Cosgrove, Dinsdale, Dixon, Donald, Doolittle, Douglas, Ekern, Evans D., Jr., Finnegan, Frear, Gilman, Hannifin, Hodgins, Irvine, Johnson F., Johnson Henry, Johnson Thos., Kehrein, Kern, Kimball, Kinney, Koch, Lane, Le Roy, Loebs, Lord, Miller, Peterson, Potter, Rakow, Ray, Root, Slade, Smalley, Stevens, Strong, Tarrell, Thoreson, Valentine, Verbeck, White, Whitson, Williams and Mr. Speaker—52.

Absent or not voting—Messrs. Braddock, Carpenter, Haderer, Hamm, Hassa, Karel, Lang, Moldenhauer, Morris, Price, Szymarek, Terens and Timlin—13.

On motion of Mr. Lord,

Bill No. 454, A., was re-referred to committee on Judiciary.

ADJOURNMENT.

On motion of Mr. Crowley,
The assembly adjourned.

MONDAY, APRIL 20, 1903.

8:45 O'CLOCK P. M.

The assembly met.

The speaker in the chair.

The Rev. F. A. Gilmore offered prayer.

The clerk called the roll and the following members answered to their names:

Messrs. Ainsworth, Andrew, Arneman, Barker, Bartlett, Bartzen, Cady, Beedie, Benson, Bradford, Breitwisch, Brittan, Carpenter, Chandler, Coffland, Cosgrove, Cowling, Crowley, Dinsdale, Dixon, Donald, Doolittle, Douglas, Dudgeon, Ekern, Evans D., Jr., Evans E. W., Finnegan, Fridd, Fritzke, Gilman, Hamm, Hannifin, Hartung, Hassa, Hodgins, Irvine, Johnson F., Johnson Thos., Johnstone, Karel, Kehrein, Kern, Kimball, Kinney, Koch, La Du, Lang, Lane, Le Roy, Loebs, Lord, Martin, Miller, Moldenhauer, Morgan, Morris, Osborn, Peterson, Potter, Rankl, Ray, Reed, Reynolds, Root, Rupp, Smalley, Smelker, Smith A. E., Smith C. H., Stevens, Terrell, Terens, Thoreson, Thompson, Valentine, Verbeck, Wallrich, Waterman, Westfahl, White, Whitson, Williams, Willott and Mr. Speaker—86.

Absent—Messrs. Becker, Braddock, Carberry, Dahl, Frear, Haderer, Johnson Henry, Price, Rakow, Sidler, Slade, Strong, Szymarek, Thiessenhusen and Timlin—16.

Absent with leave—Messrs. Braddock and Strong.

LEAVE OF ABSENCE

Was granted

To all absent members for this session.

CORRECTIONS TO THE JOURNAL.

The journal of April 17 was approved.

LETTERS, PETITIONS, ETC.

By Mr. Irvine:

Pet. No. 317, A.,

Petition signed by D. V. Richardson and fifty others, business men and citizens of the village of Loyal, Clark county, in favor of the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Thos. Johnson:

Pet. No. 318, A.,

Petition of sixty farmers and business men of La Crosse county, in favor of passage of bill No. 623, A.

To committee on Railroads.

By Mr. Ray:

Pet. No. 319, A.,

Petition of W. A. Peters and twelve others of the town of Campbell, La Crosse county, favoring the passage of bill No. 623, A.

To committee on Railroads.

By Mr. Whitson:

Pet. No. 320, A.,

Petition from Mrs. C. E. Macomber and twenty-five others, favoring the passage of bills Nos. 66, A., and 88, A.

To committee on Manufactures.

BILLS INTRODUCED.

Read first and second times and referred.

By Committee on Education:

No. 658, A.,

A bill amendatory of chapter 26 of the statutes of 1898, and adding a new section to be known as section 405a, "relating to certificates of normal schools."

To calendar.

REPORTS OF COMMITTEES.

The committee on Judiciary, to whom was re-referred:

Original bill No. 345, A., also engrossed bill No. 345, A., each of said bills being a bill to amend chapter 32, laws of 1882, chapter 393, laws of 1887, chapter 78, laws of 1891, and chapter 102, laws of 1897, relating to the county court of Dane county,

Has had said bills separately under consideration, and has instructed me to report the same back with certain amendments as follows:

Strike out the words "to amend," where said words appear in the title of each of said bills, and insert in lieu thereof the words "amendatory of."

Further amend said bills by inserting after the enacting clause on the first page of said bills the word and figure "section 1."

Further amend said bills by striking out the word and figure "section 5" where the same appear after the word "monthly" on page three of the engrossed bill and on page four of the original bill and insert in lieu thereof the word and figure "section 2."

Further amend said bills by striking out the word and figure "section 6" where the same appears on page four of the engrossed bill and on page five of the original bill, and insert in lieu thereof the word and figure "section 3."

And with the recommendation that when so amended, said original bill No. 345, A., as engrossed, do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 37, A.,

A bill to amend section 698 of the Wisconsin statutes of 1898, relating to the election and terms of county officers,

Has had said bill, and the pending amendment offered by Mr. Potter, under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

No. 253, A.,

A bill to appropriate a sum of money for a monument in the national cemetery, at Andersonville, Georgia, and to appoint commissioners,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, and with the recommendation that said substitute bill be adopted and that when so amended said bill do pass.

Mr. Wallrich dissents from the report of the committee upon said bill.

FRANK A. CADY,
Chairman.

Bill No. 253, A., was rereferred to the committee on Claims.

The committee on Judiciary, to whom was referred:

No. 205, A.,

A bill for the relief of S. D. Carpenter, and to permanently quiet the claim for public printing, and for paper and other stock and materials furnished the state by said S. D. Carpenter, as assignee of James Ross, under chapter 114, laws of 1858, involving a large part of the printing of 1858, and all of the work and materials for 1859 and 1860,

Has had said bill under consideration, and has instructed me to report the same back with an amendment in the form of a substitute bill, with the recommendation that said substitute bill be adopted, and that when so amended said bill do pass.

Messrs. Bradford, Wallrich, Cowling, Ekern and Smelker dissent from the report of the committee upon said bill.

FRANK A. CADY,
Chairman.

The committee on Judiciary, to whom was referred:

Petitions No. 277, A., and No. 299, A., comprising communications from the different labor unions from the cities of Ashland, Janesville, La Crosse, Shebrygan, Fond du Lac, Milwaukee Kenosha, Green Bay, Manitowoc and Marshfield,

Asks leave to herewith return said petitions to the clerk's desk, with the recommendation that the same be delivered to the secretary of state and placed on file in his office along with bill No. 638, A.

FRANK A. CADY,
Chairman

The committee on Education, to whom was referred:

No. 186, A.,

A bill to permit school boards to contract with teachers, principals and superintendents for a term of two, three or five years,

No. 575, A.,

A bill to simplify the methods by which organized school districts may be consolidated,

No. 283, A.,

A bill to amend section 486a of the Wisconsin statutes of 1898, as amended by chapter 272 of the laws of 1899,

Has had the same separately under consideration, and has instructed me to report the same back with the recommendation that they be severally indefinitely postponed.

JAMES JOHNSTONE,
Chairman.

The committee on Education

Have have had under consideration a bill amendatory of chapter 26 of the statutes of 1898, and adding a new section to be known as section 405a, relating to certificates of normal schools,

Has had the same under consideration, and has instructed me to report the same back with the recommendation that it do pass.

JAMES JOHNSTONE,
Chairman.

The committee on Claims, to whom was referred:

No. 221, A.,

A bill providing for the payment of certain stone, brick and crushed stone furnished and used in the construction of the state historical society building,

No. 335, A.,

A bill to appropriate a sum of money therein mentioned to Dick Bedell,

No. 334, A.,

A bill to appropriate a sum of money therein mentioned to Frank Bedell,

No. 218, A.,

A bill to provide a more complete registration of births and deaths, for the publication of statistics and reports relative thereto, and providing for an appropriation,

No. 17, A.,

A bill to provide the legislature with Dickey's annotations to the Wisconsin statutes of 1898.

Has had the same under consideration, and has insaructed me to report the same back with the recommendation that they be severally indefinitely postponed.

DAVID EVANS, Jr.,
Chairman.

The committee on Bills on Third Reading, to whom was referred:

No. 492, A.,

A bill to amend section 1258 of the statutes of 1898, relating to the compensation of superintendents of highways,

No. 599, A.,

A bill to amend section 1418 of the statutes of 1898, relating to slaughter houses,

No. 615, A.,

A bill to better provide for the care and safety of the records in the state land office,

No. 630, A.,

A bill to amend chapter 52 of the statutes of 1898 by adding thereto a section to be known as section 1275b, providing for the laying out of highways in certain cases,

No. 649, A.,

A bill authorizing the supervisors of the town of Fredonia, to discontinue a part of the state road, known as the Fond du Lac road, which road is laid out from Port Washington, Wis., in Ozaukee county, through said county in a northwesterly direction and into Washington county,

Has examined the same, and reports them back as correct.
Your committee proposes the following amendments to

No. 254, A.,

A bill to amend chapter 218 of the laws of 1899, entitled, "An act to establish a district court in the county of Milwaukee, Wisconsin," as amended by section 1 of chapter 70 of the laws of 1901,"

Amend section 1 by inserting as the beginning of the first line thereof the words and figures "section 5 of."

Further amend title by inserting between the words "amendatory of" and the word "chapter" where they occur in the first line thereof the words and figures "section 5 of."

F. H. LORD,
Chairman

The committee on Enrolled Bills, to whom was referred:

No. 394, A.,

A bill relating to proceedings in justices' courts, and amendatory of certain sections of the statutes of 1898, and adding a new section thereto,

No. 193, A.,

A bill to amend chapter 145 of the laws of 1897, entitled, "An act to authorize George W. Volk and others to erect and maintain a dam across Oconto river in Oconto county, Wisconsin,"

No. 219, A.,

A bill amendatory of section 2020, of the Wisconsin statutes of 1898, relative to deposits by minors, trustees and females,

No. 302, A.,

A bill to amend section 4136 of the Wisconsin statutes of 1898, relating to courts taking judicial notice of public acts of congress, and the statutes of other states,

No. 576, A.,

A bill to provide for the permanent record and numbering of school districts,

No. 125, A.,

A bill to provide for the removal, care and support of certain children born in the Wisconsin home for feeble minded of mothers duly committed thereto and for the payment of certain expenses incident thereto,

No. 634, A.,

A bill amendatory of sections 2561 and 2562 of the statutes of 1898, relating to the compensation of jurors and talesmen,

No. 70, A.,

A bill to amend section 1759a of the Wisconsin statutes of 1898, relating to preferred stock,

No. 496, A.,

A bill providing for the making and preservation of evidence of sales of property under and by virtue of chattel mortgages,

No. 474, A.,

A bill to amend chapter 286 of the laws of Wisconsin for the year 1899, relating to the second municipal court of Bayfield county,

No. 614, A.,

A bill relating to the procedure of school sites, and the erection of school buildings in cities of the third class and providing for issuing bonds therefore,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

The committee on Enrolled Bills, to whom was referred:

No. 231, A.,

A bill relating to the change of the salary of commissioners established for the supervision of drainage districts and amending subdivision 30 of section 1379 of the Wisconsin statutes of 1898,

No. 142, A.,

A bill to repeal section 2 of chapter 292 of the laws of 1901, entitled, "An act to authorize Angus J. McGilivray, his heirs, associates and assigns, to build a dam across the Flambeau river in Chippewa county, Wisconsin,"

No. 577, A.,

A bill for the purpose of defining the powers of the electors of town free high school districts in the matter of providing and equipping school buildings,

No. 396, A.,

A bill providing that parties to civil actions and proceedings in courts of record may be granted leave to inspect real and personal property of opposing parties in litigation and amending the Wisconsin statutes of 1898 by adding one section to be known as section 4095a,

No. 287, A.,

A bill amending chapter 33 of the laws of 1893, as amended and re-enacted by chapter 301, of the laws of 1893, relating to the superior court of Douglas county,

No. 288, A.,

A bill providing for the disqualification of court commissioners in certain cases, and creating a new section of the statutes of 1898, to be known and designated as section 2582a,

Has examined the same, and has instructed me to report the same back as correctly enrolled.

GEO. E. BEEDLE,
Chairman.

SENATE MESSAGE CONSIDERED.

Senate amendment to

No. 25, A.,

A bill to amend section 7, chapter 301, of the laws of 1898, relating to marriage licenses,

On motion of Mr. Kinney,

Laid over until April 21.

Senate amendment to

No. 65, A.,

Substitute bill to amend section 751 of the Wisconsin statutes of 1898, relating to district attorney.

Concurred in.

BILLS READY FOR A THIRD READING.

No. 8, A.,

A bill to amend section 1319 of chapter 52 of the Wisconsin statutes, relating to county aid in building and repairing bridges,

No. 20, A.,

A bill to legalize conveyances of real property made by husband directly to wife and the records of such conveyances,

No. 500, A.,

A bill to create a municipal court in the county of Dunn, and city of Menominee,

No. 618, A.,

A bill ceding to the United States exclusive jurisdiction over certain lands acquired for public purposes within the state of Wisconsin, and authorizing the acquisition thereof,

Were severally each passed.

BILLS TO BE ORDERED TO A THIRD READING.

No. 48, S.,

A bill to amend sections 439a and 439b, and to repeal section 439c, of the statutes of 1898, relating to attendance at school.

Mr. Kinney offered the following amendment:

Amend by inserting the word "two" in lieu of the word "three" where it appears in the twelfth line of section one.

Amendment adopted, and bill, as amended,

Laid over until April 21.

No. 49, S.,

A bill to amend section 1557 of the statutes of 1898, relative to the selling, furnishing or giving away to minors intoxicating or malt liquors,

Amendment offered by the committee on Judiciary in its report of April 16 was adopted, and bill, as amended, was

Ordered to a third reading.

No. 216, S.,

A bill to amend chapter 265, of the laws of 1898, relating to a pension fund for members of the police department in cities of the first class,

On motion of Mr. Fritzke,

Laid over to April 21.

No. 346, S.,

A bill to amend section 1 of chapter 295 of the laws of Wisconsin for the year 1899, entitled, "An act to authorize the governor to make a settlement of the war claims of Wisconsin against the Federal government and to provide an appropriation therefor,"

On motion of C. H. Smith,

Laid over until April 21.

No. 307, S.,

A bill relating to city and village mutual fire insurance companies, and adding a new section to be known as section 1941—Ia of the statutes of 1888,

Amendment offered by the committee on Judiciary in its report of April 17th, was adopted, and bill, as amended,

Ordered to a third reading.

No. 74, S.,

A bill to authorize certain life insurance companies to transact the business of personal, accident and health insurance,

No. 151, S.,

A bill to amend section 925—176 of the statutes of 1898, relating to improvements in cities,

No. 253, S.,

A bill to alter the boundaries of certain towns in the county of Marinette, and create the towns of Athelstave and Lake in said county,

